



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO. 3379 OF 2026

JAYSHREE W/O. SUNIL BOKE AND ANOTHER
VS
SUNIL S/O. PANDURANG BOKE AND ANOTHER

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Mr. Ritesh R. Dawda, Advocate for petitioners.

CORAM : PRAFULLA S. KHUBALKAR, J.

DATE : 06.05.2026

Heard learned counsel for the petitioners.

2. The petitioners' contention is that, by the impugned order dated 13.04.2026, the trial Court has granted last opportunity to the petitioners/defendant Nos.1 & 2 to file their written statement and has also directed that in case of their failure, their right to file the written statement shall stand closed without reference to the Court.

3. Learned counsel for the petitioners submit that the petitioners/defendant Nos.1 & 2 were served with the suit summons on 07.04.2026 and even before completion of the time of 30 days, the impugned order was passed on 13.04.2026, which has the effect of taking

away the valuable right of the defendants to file their written statement.

4. Despite service of notice of this petition, nobody appears on behalf of the respondents.

5. In view of contentions canvassed, there shall be ad-interim stay in terms of prayer clause (iii).

(Prafulla S. Khubalkar, J.)