



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

SECOND APPEAL NO.109/2025

Aniket s/o Santoshrao Kene
...Versus...
Gajanan s/o Marotrao Tipale 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. K.J. Topale, Advocate for appellant

CORAM : ROHIT W. JOSHI, J.
DATE : 05/02/2026

1. Issue notice to the respondents on the following substantial question of law, returnable on 17/03/2026:-

Having recorded a finding with respect to ownership over the suit property in favour of plaintiff, whether the learned first Appellate Court was justified in refusing to grant decree for possession ?

2. Appellant is directed to serve the respondents by speed post, in addition to regular mode of service and file affidavit of service on record.
3. Call record and proceedings.
4. Parties are put to notice that the appeal may be heard finally at the stage of admission.

(ROHIT W. JOSHI, J.)