



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

SECOND APPEAL NO. 325 OF 2021

[Sukhadeo s/o Wasudeo Aagashe and others .vs. Radha w/o Prabhu Zanzad and others]

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri N.G. Solao, Advocate for appellants.

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Coram : Smt. M.S. Jawalkar, J.

Dated : 23rd February, 2022.

Heard.

Issue notice to the respondents, returnable in the week commencing from 21st March, 2022, on the following substantial questions of law :

- 1) Whether the both courts below have ignored admission of partition by the respondents in their depositions.?

- 2) Whether the both courts have wrongly held that presumption of Jointness based upon 7/12 extract is not rebutted by admission & separate possession since at least 1975 i.e. 37 yrs, prior to filing suit.?

[Smt. M.S. Jawalkar, J.]