

shakuntala

IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO.635 OF 2023

VENKATESH ATCHUT NAIK DALAL

... PETITIONER

Versus

GOPALKRISHNA TRIVIKRAM DALAL AND 5

ORS

... RESPONDENTS

Mr. R. G. Ramani, senior counsel with Mr. Pranav Shenvi Kakodkar,
Advocate for the Petitioner.

CORAM:- BHARAT P. DESHPANDE, J.

DATED :- 2nd May, 2024

P.C.

1. Heard Mr. Ramani, Senior Counsel along with Mr. Kakodkar learned counsel for Petitioner.

2. The challenge in the present petition is against two orders, one passed by the Inventory Proceedings Court rejecting the prayer for licitation of the properties and the second is rejection of appeal challenging such order and directing for partition of the properties.

3. The main contention of the senior counsel is that no notice was served on the Petitioner and therefore, the time limit to file an application for licitation as provided under the code will not apply.

4. He submits that both the Courts below failed to consider this

aspect and erred in rejecting the claim.

5. Issue notice to the Respondents returnable on 19.06.2024.
6. Apart from regular service, service by other modes is permitted.

BHARAT P. DESHPANDE, J.