

**IN THE HIGH COURT OF BOMBAY AT GOA**

**SECOND APPEAL NO. 19 OF 2015**

SHRI GOVIND MUCUND POROB  
GAONKAR@GOVIND M.PRABHU  
GAONKAR,THR.POA MR.CHANDRAKANT V.  
PAI KIR AND ANR.,

... Appellants

Versus

SMT. JAYSHREE GOPANATH CHARI AND  
28 ORS.,

... Respondents

Mr. Sudesh Usgaonkar, Advocate for the appellants.

Coram:- C. V. BHADANG, J.

Date:- 19th June, 2015

P.C.

Heard.

2. Shri Usgaonkar, the learned Counsel is confining the arguments to substantial questions of law as framed in paragraph no.17(A), (B) and (C) of the appeal memo.

3. The appeal is admitted on the said substantial questions of law, which are as under :

(A) Whether the Appellate Court has misconstrued the pleadings in the Written Statement to hold that the statement of relationship in the plaint was specifically denied ?

(B) Whether the Appellate Court was right in holding that the

statement denied for want of knowledge in the Written Statement is implied denial ?

(C) Whether the Appellate Court was right in holding that entries in the Record of Rights in favour of the defendants are not rebutted when it had accepted that the title of the property was of Venkatesh based on Aforamento rights ?

C. V. BHADANG, J.

SMA