

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS
BEFORE THE REGISTRAR S.G. SHAH

Petition(s) for Special Leave to Appeal (Civil) No(s).3038/2007

(From the judgement and order dated 14/09/2005 in WP No. 8698/2004 of The HIGH COURT OF BOMBAY)

VISHWASRAO GULABRAO SHITOLE

Petitioner(s)

VERSUS

BAJI BAPU JADHAV (D) TR.LRS.

Respondent(s)

(With appln(s) for c/delay in filing SLP)

Date: 31/10/2007 This Petition was called on for hearing today.

For Petitioner(s)

Mr. Shivaji M. Jadhav,Adv.

For Respondent(s)

Mr. Pravin Satale,Adv.

Mr. Naresh Kumar,Adv.

UPON hearing counsel the Court made the following
ORDER

Learned counsel Mr. Pravin Satale appearing for Mr. Naresh Kumar, Advocate has pointed out some facts on record. It seems that respondent herein is died on 25.2.1997. An application for bringing legal heirs before the Additional District Court in C.A No. 9/95 was rejected by order dated 16.6.1999. Such order is at Annexure 'P-2' at page 22.

It seems that a Miscellaneous Civil Application No. 67 of 1999 has also dismissed

by the Additional District Judge on 22.2.2002 for absence of the plaintiff, being

petitioner before this Court. A restoration application in

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Miscellaneous Civil Application No. 35/2002 to restore such application was also dismissed by the Additional District Judge on 28.6.2004. Thereafter petitioner has filed a petition No.8698/2004 before the High Court of Judicature at Bombay which is also rejected on 14.9.2005. Present SLP is preferred against this order of the High Court.

Considering the above facts Mr. Pravin Satale who claims that the present legal heirs

of deceased respondent has objection that this petition should not be accepted by the office. However the matter has listed before the Hon'ble Court and Hon'ble Court has issued notice in such matter.

List the matter before the Hon'ble Court.

(S.G.SHAH)
Registrar