

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).11857/2010

(From the judgement and order dated 26/02/2010 in
of The HIGH COURT OF BOMBAY)

SA No. 477/2009

RATIKANT S PATIL & ANR.
VERSUS
MAHADEO S DONAGE & ANR.

Petitioner(s)

Respondent(s)

(With appln(s) for exemption from filing
Judgment and prayer for interim relief)

c/c of the impugned

WITH SLP(C) NO. 11921 of 2010
(With appln(s) for exemption from filing
Judgment and prayer for interim relief)

c/c of the impugned

Date: 30/04/2010 This Petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE R.M. LODHA

For Petitioner(s) Mr. Bhimrao N. Naik, Sr. Adv.
Mr. C.G. Solshe, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

We find no ground to interfere.
petitions are dismissed.

Special leave

Learned counsel for the petitioner submits that in
any subsequent suit for declaration by the petitioner, an
objection may be raised on the ground that finding
regarding title has been recorded in the injunction suit.

We find from the judgment of the Second Appeal that
petitioner's Second Appeal has been dismissed on the
ground that he did not prove possession and the evidence
showed Mahadev was in possession. Therefore, there is no
basis of any apprehension.

(Ravi P. Verma) (M.S. Negi)
Court Master Court Master