



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

SECOND APPEAL NO. 92 OF 2024

Laxman Dagadu Karande

VERSUS

Namdeo Dagadu Karande And Ors

...

Mr. A. K. Gawali, Advocate for Appellant

Mr. U. U. Wagh, Advocate for Respondent No.1

Ms. S. N. Dhanwate, Advocate for Respondent No.2

...

WITH

CIVIL APPLICATION NO. 10222 OF 2023 IN SA/92/2024

.....

CORAM : ROHIT W. JOSHI, J.

DATED : 17TH MARCH, 2025

PER COURT :-

. After hearing the learned Advocate appearing for the appellant, in my view, following substantial question of law arises for consideration.

- i. Whether the learned First Appellate Court was right in dismissing the suit for partition and separate possession on the ground that all the ancestral properties were not included in the suit, when the alleged properties which were left out in the suit formed subject matter of the counter claim filed by the defendant No.2 ?

2. Issue notice to respondents returnable on 07.04.2025. Appellant is permitted to serve the respondent by all permissible modes of service in addition to regular mode of service.

(ROHIT W. JOSHI, J)

Rushikesh/2025