

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C).....CC No. 8138/2017

(Arising out of impugned final judgment and order dated 05/07/2016 in WP No. 3055/2016 passed by the High Court of Bombay at Aurangabad)

RATILAL SHANKAR SHIMPI

Petitioner(s)

VERSUS

ASHOK SHANKAR SHIMPI AND ORS

Respondent(s)

(with appln. (s) for c/delay in filing SLP and c/delay in refiling SLP)

Date : 21/04/2017 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE A.K. SIKRI  
HON'BLE MR. JUSTICE ASHOK BHUSHAN

For Petitioner(s) Mr. Vijay Kumar, Adv.  
Mr. Amit Bhagat, Adv.  
Mr. Abdul Gaffar, Adv.  
Ms. Aparna Jha, AOR  
Mr. Ramkripal Singh, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following  
O R D E R

Delay condoned.

Having regard to the nature of the application that was filed by the petitioner under Order XXXIIA of the Code of Civil Procedure whereby the petitioner had asked the dismissal of the suit, the courts below rightly dismissed the application.

The Special Leave Petition is dismissed accordingly.

(LAYA RAWAT)  
SR.P.A.

(MALA KUMARI SHARMA)  
COURT MASTER

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For Respondent(s)

UPON hearing the counsel the Court made the following  
O R D E R

Delay condoned.

Having regard to the nature of the application that was filed by the petitioner under Order XXXIIA of the Code of Civil Procedure whereby the petitioner had asked the dismissal of the suit, the courts below rightly dismissed the application. However, it shall not be by invoking the provisions of Order XXXIIA of the CPC.

The Special Leave Petition is dismissed accordingly.

(LAYA RAWAT)  
SR.P.A.(MALA KUMARI SHARMA)  
COURT MASTER