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ITEM NO.13

COURT NO.7

SECTION IX

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

I N D I A

Petition(s) for Special Leave to Appeal (C).....CC

No(s).

8495/2014

(Arising out of impugned final judgment and order dated
21/01/2014 in SA No. 41/2014 passed by the High Court Of Bombay
At Aurangabad)

SUBHADRA MAHADU SHINDE

Petitioner

(s)

VERSUS

MANIK BABURAO WAGHMODE (D) THR LRS. AND ORS

Respondent

(s)

(with office report)

Date : 22/08/2014 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR
HON'BLE MR. JUSTICE ARUN MISHRA

For Petitioner(s)

Mr. Nishant R. Katneshwarkar, Adv.
for Mr. Sudhanshu S. Choudhari, AOR(NP)

For Respondent(s)

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

Delay condoned.

Learned counsel for the petitioner states, that the
High Court recorded the most important issue between the parties

in paragraph 3 of the impugned order, namely, wheth

er the

defendants had paid Rs.26,000/- to the plaintiff and settled the
case.

Signature Not Verified

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The High Court further recorded a finding that the first

Parveen Kumar Chawla

Date: 2014.08.22

17:01:04 IST

appellate Court had not examined the instant issu

e and

Reason:

accordingly directed the first appellate Court to examine the

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issue and record a finding thereon. As against the order passed
by the High Court, learned counsel for the petitioner invites
our attention to paragraphs 11 to 17 of the order passed by the
first appellate Court wherein the issue on which the matter was
remanded has been adjudicated upon in minute detail.

Issue notice.

Till further orders, the operation of the impugned
order shall remain stayed.

(Parveen Kr. Chawla)
Court Master

(Phoolan Wati Arora)
Assistant Registrar