

IN THE HIGH COURT OF BOMBAY AT GOA

CIVIL APPLICATION NO. 132 OF 2015

IN

FIRST APPEAL NO. 66 OF 2015

MR. FARAIDOOON ASPENDIAR OSHTORI,
THR. POA MR.FARHANG KHODAYAR ATAIE
AND 3 ORS.,

... Applicants

Versus

MR. KAIKHOSROW ASPENDIAR OSHTORI
AND 2 ORS.,

... Respondents

Mr. Sudesh Usgaonkar, Advocate for the applicants.
None for the respondents.

Coram:- F. M. REIS &
K. L. WADANE, JJ.

Date:- 15th September, 2015

P.C.:

Heard Mr. Sudesh Usgaonkar, learned Counsel appearing for the applicants. The respondents, though served and filed their reply, have failed to remain present. An opportunity was given to remain present, but, however, none appears on behalf of the respondents. The first appeal has already been admitted.

2. The only relief sought by the applicants is for an order of temporary injunction to restrain the respondents to alienate or create any third party rights in respect of the suit property, during the pendency of the appeal. Mr. Usgaonkar, learned Counsel appearing for the applicants has also pointed out that by consent, there was an

order in operation to that effect during the pendency of the proceedings.

3. In the peculiar facts and circumstances of the case, until further orders, the respondents shall not alienate or create any third party rights in respect of the disputed property. Liberty to the respondents to apply.

4. The application stands disposed of.

K. L. WADANE, J.

F. M. REIS, J.

ssm.