

IN THE HIGH COURT OF JUDICATURE AT MUMBAI
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.6230 OF 2015

Hitendra Shankar Patil ... Petitioner
Vs.
Arjun Kanha Gondhali (decd) through LR Gajanan
Arjun Gondhali and others ... Respondents

Mr. V. A. Thorat, Senior Advocate i/b. M/s. Bharat Vaishnawa & Co. for
Petitioner.

Mr. Sandesh Patil for Respondent No.7.

CORAM : R. G. KETKAR, J.
DATE : 6TH JULY, 2015

P.C. :

Not on Board. At the request of Mr. Thorat, taken up in the
production Board.

2. Heard Mr. Thorat, learned Senior Counsel for petitioner and Mr.
Patil, learned Counsel for respondent No.7. Mr. Thorat states that
respondent No.7 is the only contesting respondent. He, therefore, seeks
permission to delete rest of the respondents. On the motion made by
Mr. Thorat, except respondent No.7, rest of the respondents are deleted.
Amendment shall be carried out forthwith.

3. Mr. Thorat submitted that petitioner-plaintiff has taken out
application exhibit-5 for temporary injunction. Application was heard in
November 2014 and thereafter, the application is adjourned from time to
time. He states that the next date of hearing is 09.07.2015. Plaintiff had
completed his arguments before the Presiding Judge, who is now
transferred. In view thereof, petitioner will have to advance fresh
arguments on exhibit-5. He states that the petitioner-plaintiff will

extend full co-operation for early disposal of application at exhibit-5. Mr. Patil, who appears for respondent No.7-defendant No.7, assures that defendant No.7 will also extend full co-operation for early disposal of exhibit 5.

4. In view thereof, Petition is disposed of with directions to the learned trial Judge to ensure that the application at exhibit-5 is disposed of as early as possible, and in any case, within 2 months from the production of the authenticated copy of this order. The learned Counsel appearing for plaintiff and defendant No.7 will extend full co-operation for early disposal of the application. Order accordingly.

(R. G. KETKAR, J.)

Minal Parab