

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
APPEAL NO.698 OF 2014
IN
NOTICE OF MOTION NO.37 OF 2008
IN
SUIT NO.27 OF 2008

M/s Haware Engineers and Builders P.Ltd. ... Appellant
v/s
Shri Deepak S. Desai and others ... Respondents

Mr Vagish Mishra with Mr A.A. Khan i/b Mr Manish P. Jagani for Appellant.
Mrs Rupa Bhawe with Mrs Aarti Kulkarni i/b M/s Bhawe and co. for Respondent No.2.

CORAM: V.M. KANADE &
B.P. COLABAWALLA JJ.

DATE : 15TH JUNE, 2015

P.C. :-

1. The Appeal is filed by the Plaintiff – Appellant challenging the order passed by the learned Single Judge dated 19th March 2014 dismissing the Notice of Motion taken by the Plaintiff.
2. The said order was passed in a suit which was filed in 2008. No

ad-interim order was passed in the Notice of Motion.

3. The Appeal can be conveniently disposed of by requesting the learned Single Judge to decide the suit as expeditiously as possible and preferably within a period of one year from today. All contentions raised by the parties are kept open. It is clarified that the observations made by the learned Single Judge while disposing of the Notice of Motion are of the prima facie nature and the learned Single Judge shall not be influenced by those observations while deciding the Suit. With this direction, Appeal is disposed of.

(B.P. COLABAWALLA, J.)

(V.M. KANADE J.)