

***IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION***

APPEAL FROM ORDER NO.307 OF 2016

Mohit Chandra Bhardwaj & Ors. ..Appellants

Vs.

Oberoi Realty Limited & Ors ..Respondents

....

Mr. V.S. Pandey i/b Mr. S. V. Pandey for the appellants.

Mr. Aspi Chinoy, Senior Counsel a/w Mr. Pravin Sancheti, Senior Advocate, Mr. Pratik Sessleria and Mr. Rupesh Greek i/b I.C. Legal for respondent Nos.1 & 3.

Mr. A. V. Diwate i/b Mr. U. H. Deshpande for respondent No.2.

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CORAM : N.M. JAMDAR, J.

DATED : 22 MARCH 2016

P.C.:

. Mr. Pandey, the learned counsel for the appellants, after arguing the matter for some time considering that what is challenged is an ad-interim order does not press the appeal and makes a request that hearing of notice of motion be expedited.

2. In view of the above, Appeal is dismissed as withdrawn. It will be open to the appellants to make the request for expeditious hearing of the notice of motion to the learned City Civil Court, which will consider the same sympathetically if there is no earlier time-bound commitments.

3. It is clarified that what is recorded in the impugned order are only *prima facie* observations and all contentions of the parties are kept open.

(N.M. JAMDAR, J.)