

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 2215 OF 2016

Sudhakar Sopan More	..	Petitioner
VS.		
Milind T. Jagtap & Ors.	..	Respondents

Mr. Jayant S. Gaikwad for Petitioner.
Mr. A. R. Metkari – AGP for Respondent No. 13.

CORAM : M. S. SONAK, J.
DATE : 21 MARCH 2016

P.C :

- 1] Heard the learned counsel for the parties.
- 2] The Civil Judge, Senior Division, by order dated 11 December 2013, has dismissed the petitioner's application for interim reliefs. It appears that the petitioner has not instituted any appeal against the said decision but has directly challenged the same before this Court by invoking Article 227 of the Constitution of India.
- 3] Since, the petitioner has alternate remedy by way of institution of an appeal, there is no question of entertaining this writ petition.
- 4] That apart, the learned counsel for the petitioner states that the matter before the trial court is at the stage of evidence. If that be

so, the 4th Additional Judge, Small Causes Court and Additional Civil Judge, Senior Division, Pune, is directed to dispose of the special civil suit instituted by the petitioner as expeditiously as possible and in any case within a period of one year from today.

5] With the aforesaid observations, this petition is disposed of.

6] All concerned to act on basis of authenticated copy of this order.

(M. S. SONAK, J.)

Chandka