

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

**APPEAL FROM ORDER NO.944 OF 2014
along with
CIVIL APPLICATION NO.1149 OF 2014
in
APPEAL FROM ORDER NO.944 OF 2014**

Smt.Janubai w/o. Devchandra Budha & Ors. .. Appellants/Applicants
Vs.
The Municipal Corporation
for Gr. Mumbai & Anr. .. Respondents

None for the appellants/applicants.

Mr.A.V. Diwate for the respondent no.1-MMC.

Mr.M.J. Pandya i/by Mr.Shishir S. Manjrekar for the respondent no.2.

CORAM : R.D. DHANUKA, J.

DATE : 4th January 2016

P.C.

. Appellants and their advocates are absent.

2. Learned counsel appearing for the respondent nos.1 and 2 invited my attention to the impugned order passed by the learned trial Judge. A perusal of the order dated 28th August 2014 passed by the learned trial Judge indicates that the learned trial Judge has not passed any order adjudicating the rights of the parties and has simplicitor adjourned the matter.

3. Appeal from order is not maintainable and is accordingly dismissed. In view of dismissal of the appeal from order, civil application does not survive and the same is accordingly disposed of. No order as to costs.

R.D. DHANUKA, J.