

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

**APPEAL FROM ORDER (L) NO.29720 OF 2016
WITH
CIVIL APPLICATION (L) NO.30306 OF 2016
IN
APPEAL FROM ORDER (L) NO.29720 OF 2016**

Mr. Sunil Shankar Ghatal	...Appellant
vs.	
Ramagya Ramdutt Yadav	...Respondent

Mr. Abhijit B. Kadam for the Appellant.
Mr. Kunal Tiwari for the Respondent.

**CORAM: G.S.KULKARNI, J.
DATE: 22nd NOVEMBER, 2016.**

P.C.:-

. Not on board. Taken on board.

2. After the matter was heard for some time, learned counsel for the appellant fairly submits that an ad-interim relief in draft Notice of Motion is granted by the impugned order dated 19/9/2016 in S.C. Suit No.2209/2016. Admittedly, the Notice of Motion itself is pending, the appellant/defendant has also not filed any reply to the Notice of Motion.

3. In the circumstances, it is desirable that the Notice of Motion itself is heard after reply is filed by the appellant.

4. All contentions of the parties on merits are expressly kept open. It will be open to the appellant/defendant to request the Trial Court for early hearing of the Notice of Motion, which shall be considered by the Trial Court on its own merit.

(G.S.KULKARNI, J.)