

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**CIVIL APPELLATE JURISDICTION**  
**APPEAL FROM ORDER (ST) NO.34256 OF 2015**  
**WITH**  
**CIVIL APPLICATION (ST) NO.34257 OF 2015**  
**IN**  
**APPEAL FROM ORDER (ST) NO.34256 OF 2015**

Shri. Gulab Rambali Prajapati

.... Appellant.

V/s.

The Municipal Corporation of Greater Mumbai  
and anr.

.... Respondents

Mr. B.S. Shukla, for the Appellant.

Mr. Mohit Jadhav, a/w Mrs. Madhuri More, for the Respondent Corporation.

**CORAM : DR. SHALINI PHANSALKAR-JOSHI, J.**

**DATE : 7<sup>TH</sup> SEPTEMBER, 2016.**

**P.C. :**

1. This appeal is preferred against refusal of ad-interim relief by the trial Court, by the impugned order dated 30<sup>th</sup> November, 2015. It is submitted that the Notice of Motion is yet pending before the trial Court, as respondent Corporation has not filed reply therein. Learned counsel for respondent corporation undertakes to file reply within two weeks from today. In view of these facts, it would be proper if the Trial Court is directed to decide the Notice of Motion itself at the earliest.

3. Till disposal of Notice of Motion ad-interim relief granted by this Court by order dated 18<sup>th</sup> December, 2015 is to continue.

4. Trial Court to decide the Notice of Motion as expeditiously as

possible. Both parties are directed to appear before the trial Court on 19<sup>th</sup> September, 2016.

5. Appeal is disposed of in above terms.

6. In view of disposal of appeal itself, Civil Application does not survive and the same is disposed of accordingly.

**[DR. SHALINI PHANSALKAR-JOSHI, J.]**