

Shephali

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO. 441 OF 2016

WITH

CIVIL APPLICATION NO. 569 OF 2016

WITH

APPLICATION NO. 570 OF 2016

Sayed Aejez Husain Gulam Husain ...Appellant

Versus

Municipal Corporation of Greater Mumbai ...Respondent

**Mr Atul Damle, Senior Advocate, i/b SM Sabrad, for the
Appellant/Applicant.**

Mrs Madhuri More, for the Respondent No. 1, MCGM.

**Mr Cyrus Bharucha, a/w Mr Nikhil Mutha, i/b Nanu Hormasjee &
Co, for the Intervenor.**

CORAM: G.S. PATEL, J

DATED: 31st July 2017

PC:-

1. This is an intervention application by one Haji Cassum Agboatwalla Charities through its trustee. It seeks to be impleaded as a party Respondent, being the owner of the suit premises.

2. Civil Application No. 570 of 2016 is made absolute in terms of prayer clause (a).

3. The Appellants will carry out the necessary amendments to add the Applicant as Respondent no. 2. Amendments to be carried out to the appeal as also to the Appellants' civil application for stay without need of reverification by 18th August 2017. Respondents Nos. 1 and 2 will be served with a copy of amended appeal and the amended civil application for stay.
4. List the appeal for admission on 28th August 2017.
5. Ad-interim protection will continue.

(G. S. PATEL, J)