

Shephali

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
APPEAL FROM ORDER NO. 408 OF 2015
WITH
CIVIL APPLICATION NO. 525 OF 2015
WITH
CIVIL APPLICATION NO. 769 OF 2015

Dilip Kumar Sukanch & Jain	...Appellant
<i>Versus</i>	
Mumbai Corporation of Greater Mumbai	...Respondents

Mr Suraj Kudalkar, *for the Appellant.*
Mrs Madhuri More, *for the Respondent-MCGM.*

CORAM: G.S. PATEL, J
DATED: 3rd July 2017

PC:-

1. The challenge is to an order dated 13th February 2015 rejecting ad-interim reliefs. The Motion itself is ripe for hearing.
2. The Appeal is dismissed as withdrawn.
3. The Motion will be heard on its merits without being influenced by the observations in the ad-interim order. At the hearing of the Motion, the Plaintiff will be entitled to rely on

additional material. In the meantime, the ad-interim protection granted on 26th March 2015 will continue till the disposal of the Motion and should the Motion be decided against the Plaintiff, for two weeks after the date of the decision.

4. The Appeal is disposed of in these terms. The Civil Application do not survive and are disposed of as infructuous. There will be no order as to costs.

(G. S. PATEL, J.)