

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

**APPEAL FROM ORDER (ST.) NO.9911 OF 2017
WITH
CIVIL APPLICATION (ST.) NO.9912 OF 2017**

Shri Deju Somaya Salian	...	Applicant
Versus		
Mrs. Amina Ishaqu And Another	...	Respondents

.....

Mr. B.P Shukla for the Applicant.
Mr. Pradip R. Kadam for Respondent Nos.1 And 2.

.....

CORAM : S.C.GUPTE, J.

DATE : 27 APRIL 2017

P.C. :

. Heard learned Counsel for the parties.

2 After the matter is heard at some length, it is agreed between learned Counsel for the parties that the impugned order dated 1 April 2017 of the City Civil Court at Bombay, to the extent it rejects the prayer for ad-interim relief under sub-section 2 of Section 9A of the Civil Procedure Code, 1908 (the "Code"), is set aside and the Notice of Motion is remanded to the Court for a fresh consideration of ad-interim relief under sub-section 2 of Sub-section 9A of the Code in accordance with law. Appeal from Order is disposed of.

3 In view of the disposal of the Appeal from Order, the civil application does not survive and the same is also disposed of.

(S.C. GUPTE, J.)