

Atul

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
APPEAL FROM ORDER NO. 281 OF 2017
WITH
CIVIL APPLICATION NO. 369 OF 2017

Pundalik Motiram Chimbaikar Alias Joma ...Appellant
Versus
Municipal Corporation of Greater Mumbai & Anr ...Respondents

Mr Anand H Singh, *for the Appellant.*
Mrs Madhuri More, *for Respondent No. 1.*
Mr Deepak S Padwal, *for Respondent No. 2.*

CORAM: G.S. PATEL, J
DATED: 20th June 2017

PC:-

1. The Plaintiff has come up in Appeal against an order dated 16th June 2016 declining ad-interim reliefs. The Notice of Motion itself is ready for final hearing.
2. On behalf of the MCGM, a statement is made that an Affidavit in Reply to the Notice of Motion will be filed and served on or before 10th July 2017.

3. The parties will appear before the learned Judge on 13th July 2017 for fixing a date for filing a rejoinder, if any, and for fixing a date for hearing of the Notice of Motion.
4. It is clarified that the Notice of Motion will be heard on its own merits uninfluenced by the refusal of ad-interim reliefs.
5. All rights and contentions are specifically kept open.
6. The Appeal from Order and the Civil Application are both disposed of in these terms with no order as to costs.

(G. S. PATEL, J)