

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

**CIVIL APPLICATION NO.491 OF 2015
IN
CIVIL REVISION APPLICATION NO. 28 OF 2008**

M/s. Rizvi Builders

...Applicant
(Org. Plaintiff)

Versus

Kishore H Powale And Ors

...Respondents
(Org. Defendants)

Mr.Joel D'souza a/w Mr.Mahesh Mishra i/b Mr.Ravi Thankaian for
the Applicant.

Mr.Mohit P. Bhansali for the Respondents.

CORAM : M. S. SONAK, J.

DATE : 09th OCTOBER 2017

P.C.

1. The learned counsel for the respondents, on the basis of the instructions, from the respondents states that respondents will deposit the amount at the rate of Rs.145/- per month effective from May 2006 till date within a period of six weeks from today.

2. This statement is accepted and Civil Application is disposed of.

3. In this case, there is no eviction decree as against the respondents. Therefore, it is not possible to issue directions to the respondents to make deposits as per market rates. Relief, as applied for in the Civil Application, therefore, cannot be granted.

4. The Civil Application is accordingly disposed of.

5. The Civil Revision Application to come up as per its own turn.

(M. S. SONAK, J.)