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

**APPEAL FROM ORDER (ST) NO.5569 OF 2018
WITH
CIVIL APPLICATION (ST) NO.5570 OF 2018**

Sarvade Salim Abdul	...	Appellant.
V/s.		
Municipal Corporation of		
Greater Mumbai and ors	...	Respondents

Mr. S. P. Srivastava, for the appellant.
Mrs. Madhuri More, for respondent

CORAM : DR.SHALINI PHANSALKAR-JOSHI, J.

DATE : 16th OCTOBER, 2018.

P.C. :

- 1] Heard learned counsel for the appellant and respondent.
- 2] This appeal is preferred against the order dated 19th September, 2017, passed by City Civil Court, Mumbai, thereby directing issuance of notice to respondent corporation to file affidavit-in-reply and for hearing on notice of motion. By the said order, the trial Court has also directed that the prayer for ad-interim relief is disposed of.
- 3] Thus, it is clear that the Notice of Motion is yet pending. There is no progress till recently. The ad-interim order is passed on 19th September, 2017. During the pendency of this Appeal, this Court

has not granted ad-interim relief. Hence, there is no necessity to interfere in the impugned order passed by the trial Court. The appeal, therefore, stands disposed off.

4] In view of disposal of Appeal itself, pending Civil Application therein no more survives and the same is disposed off accordingly.

[DR.SHALINI PHANSALKAR-JOSHI, J.]