

Shailaja

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE JURISDICTION
CIVIL APPLICATION NO.431 OF 2018
IN
CIVIL REVISION APPLICATION NO.54 OF 2012**

Nanchand Manikchand Shah] Applicant

Vs.

Ganeshmal Danmal Oswal (since deceased)]

(a) Ashok Ganeshmal Oswal & Ors.] Respondents

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Ms. Indrayani Koparkar, for Applicant.

Mr. V.S. Gokhale, for respondents No.1(a) to 1(d).

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CORAM : R.G. KETKAR, J.

DATE : 26TH JULY, 2018.

P.C:

Heard Ms. Koparkar, learned Counsel for the applicant and Mr. Gokhale, learned Counsel for respondents No.1(a) to 1(d).

2. By this application, the applicant/original plaintiff has sought injunction restraining legal representatives of respondents No.1(a) to 1(d) from making alteration and changes in the suit premises as also for fixing early date for final hearing.

3. Mr. Gokhale, on instructions, states that respondents No.1 (a) to 1(d) do not intend to make any alterations or changes in the suit premises. Statement made on instructions by Mr. Gokhale is accepted. As the applicant is a senior citizen and the suit was filed in the year 1999 invoking ground under

section 13 (1) (g) of the Bombay Rents, Hotel and Lodging House Rates Control Act, 1947, the Office is directed to fix the matter for final hearing considering the fact that the applicant is a senior citizen and ground of bona fide requirement is invoked chronologically. Civil Application is disposed of.

[R.G. KETKAR, J.]