

Vidya Amin

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

**APPEAL FROM ORDER No. 853 OF 2015
WITH
CIVIL APPLICATION NO. 1049 OF 2015 IN A.O. NO. 853 OF 2015**

Mrs. Sweta W/o. Vinay Tibrewal ... Appellant/Applicant
Vs.
Vinay Kumar Tibrewal & Anr. ... Respondents

Mr. A.M. Saraogi, Advocate for the appellant/applicant.
Mr. Prakash Panjabi i/b. Prakash Panjabi & Co., Advocate for respondent no. 2.

**CORAM: MRS.MRIDULA BHATKAR, J.
DATE: 9th February, 2018.**

P.C.:

This Appeal is directed against the order dated 17th April, 2015 passed by the learned Judge of the City Civil Court, Dindoshi, Goregaon in Notice of Motion No. 339 of 2015 in Short Cause Suit no. 94 of 2015 thereby rejecting ad-interim relief. This pertains to allegations of the forged Power of Attorney and the transactions carried out between the husband and wife on the basis of said Power of Attorney.

2. The learned counsel for the appellant/wife submitted that the flat where the appellant was residing is sold by the appellant/plaintiff to pay off the bank dues. In view of this subsequent development, the

appellant does not want to press the Notice of Motion.

3. In view of this, nothing remains in this Appeal from Order, hence dismissed.

4. Civil Application is also accordingly disposed of.

5. The trial Court may endeavor to expedite the suit.

(MRIDULA BHATKAR, J.)