

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL REVISION APPLICATION NO.630 OF 2017

Dharmendra Narsingh Singh	 Applicant
V/s.	
Rashmi Dharmendra Singh	 Respondent

None for the Applicant.

Mr. Govind Sankpal for the Respondent.

CORAM : DR. SHALINI PHANSALKAR-JOSHI, J.

DATE : 5TH MARCH 2018.

P.C. :

1. None present for the Revision Applicant.

2. Learned counsel for the Respondent points out that, in view of the Judgment of the Hon'ble Apex Court in the case of *Shiv Shakti Co-operative Housing Society, Nagpur Vs. Swaraj Developers and Ors., (2003) 6 SCC 659*, Revision Application is not maintainable against the impugned order of interim nature. As such, the interim orders are no longer reviewable under Section 115 of the CPC, due to the amendment of the Proviso, which was, inter alia, deleted the erstwhile Clause 1(b) of the Proviso, by virtue of Civil Procedure Code (Amendment) Act, 1999 (46 of 1999).

3. In view of the above, this Civil Revision Application stands dismissed.

[DR. SHALINI PHANSALKAR-JOSHI, J.]