

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**APPEAL (L) NO. 161 OF 2018
IN
NOTICE OF MOTION NO. 1951 OF 2017
IN
SUIT NO. 1821 OF 2004
WITH
NOTICE OF MOTION (L) NO. 322 OF 2018
WITH
NOTICE OF MOTION (L) NO. 324 OF 2018**

Mahesh Govindji Trivedi

... Appellant

V/s.

Bakul Maganlal Vyas & Ors.

... Respondents

Mr. A.Y. Sakhare, Senior Counsel a/w Mr. Yadhunath Chaudhari, Ms. Purna Lalchandani for the Appellant.

Mr. Sanjay Jain a/w Mr. H. Trivedi a/w Ms. Kanizz Munjee i/b L.J. Law for the Respondent No.1.

Mr. D.R. Shetty, Court Receiver along with Mr. Dhond, Section Officer.

**CORAM : NARESH H. PATIL &
G.S. KULKARNI, JJ.**

DATE : 15th JUNE, 2018

P.C.:

. We have heard the learned Counsel appearing for the contesting parties.

2 Leave is granted to make a fresh application before the learned Single Judge in view of the change in circumstances for transfer of suit property by way of registered Gift Deed in favour of Appellant's son Abhishek.

3 Needless to mention that the earlier Gift Deed stood cancelled on 19.02.2018. All contentions of the parties are kept open.

4 In case any application is made, the learned Single Judge would deal with the same in accordance with law.

5 Appeal is disposed off accordingly.

6 Notice of Motion (L) Nos. 322 of 2018 and 324 of 2018 do not survives and are disposed of.

(G.S. KULKARNI, J.)

(NARESH H. PATIL, J.)