

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION (ST) NO. 4292 OF 2019

Zircon Venture Cooperative
Housing Society Ltd. .. Petitioner
vs.
M/s. Zircon Ventures and ors. .. Respondents

Mr. R.P. Joshi i/b. Deai Legal for the Petitioner.

CORAM : M. S. SONAK, J.
DATE : 18 MARCH 2019.

P.C. :-

- 1] Heard Mr. R.P. Joshi, learned counsel for the petitioner.
- 2] The challenge in this petition is to the order dated 26th November 2018 made by the Trial Court under Order 39 Rule 4 of the CPC. Learned counsel for the petitioner interrupts to say that this is also an order made under Order 39 Rule 1 and 2 of CPC.
- 3] As against the order made under Order 39 Rule 1, 2 and 4 of CPC, the petitioner has a remedy of appeal. Accordingly, there is no necessity to entertain the present petition.

4] However, the petitioner will undoubtedly have the right to avail of appellate remedy.

5] With aforesaid observations, this petition is disposed of.

(M. S. SONAK, J.)