

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**APPEAL FROM ORDER NO.10 OF 2019
WITH
CIVIL APPLICATION NO.11 OF 2019
IN
APPEAL FROM ORDER NO.10 OF 2019**

Rev. Father Joseph Praxedes Pereira
and Ors.

...Appellants

Versus

J-24 Mahavir Nagar Co-operative
Housing Society Ltd.

...Respondent

.....

Mr. Milind Gyani for the Appellants.

Mr. Vaibhav Sugdare with Mr. M. Bhatt I/b. M/s. M.V. Law Partners for
the Respondent.

CORAM : SMT. ANUJA PRABHUDESSAI, J.

DATE: 26th FEBRUARY, 2019.

P.C.:-

The learned counsel for the Appellant, after arguing the matter for some while seeks leave to withdraw the appeal. He further submits that considering the nature of the dispute, directions may be given to the Trial Court to dispose of the notice of motion expeditiously.

2. In the light of above statement, the appeal is dismissed as withdrawn. Parties are directed to complete their pleadings in the

Notice of Motion No.2887 of 2018 filed in S.C. Suit No.2370 of 2018 within a period of three weeks. The learned Judge to dispose of the notice of motion within a period of four weeks thereafter. Both parties are directed to appear before the Trial Court on **7.3.2019 at 2.45 p.m.**

3. In view of withdrawal of the appeal from order, the civil application does not survive and hence stands disposed of.

(SMT. ANUJA PRABHUDESSAI, J.)