

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

**APPEAL FROM ORDER (ST.) NO. 29105 OF 2019
WITH
INTERIM APPLICATION NO. 01 OF 2019**

Mohammed Yusuf Bakshkhan	...	Appellant
V/s.		
Municipal Corporation of Greater Mumbai & Anr.	...	Respondents

Mr.N.R. Tiwari for Appellant.
Mr.Rajiv Chavan a/w. Ms.Madhuri More, Ms.Priyanka Chavan and
Ms.Sumangala Yadav for Respondents-MCGM.

CORAM : A.S. GADKARI, J.

DATE : 19th November 2019.

PC. :

1] The Order impugned herein is rejection of ad-interim relief in
Draft Notice of Motion.

2] Mr.Tiwari submitted that, now, the Motion has been
numbered.

3] After hearing the learned counsel for the appellant at length,
when this Court expressed its disinclination to grant any relief, the

learned counsel, on instructions, seeks leave to withdraw the present Appeal with liberty to agitate all his contention before the Trial Court at the time of hearing of the said Notice of Motion in S.C. Suit (L.) No.12033 of 2019.

Leave and liberty granted.

4] Appeal is dismissed as withdrawn with aforesaid liberty.

5] In view of disposal of the Appeal, nothing survives in the Interim Application and is accordingly disposed off.

[A.S. GADKARI, J.]