

stage, this Court by its order dated 17th April, 2013, had accepted a statement made on behalf of the defendant that she shall not dispose of, alienate, encumber, part with possession and/or create any third party rights in respect of the suit flat / premises.

3 Today when this Notice of Motion is called out, none appears on behalf of the defendant. On going through the averments in the plaint and the Notice of Motion, I find that the applicant / plaintiff has made out a case for an order of injunction as per the statement made by the defendant at the ad-interim stage. In these circumstances, the following order is passed.

- i) The defendant, till hearing and final disposal of the suit, shall not dispose of, alienate, encumber, part with possession and or create any third party rights and/or interest in respect of the suit flat / premises.

4 The Notice of Motion is disposed of accordingly. No order as to costs.

(B.P.COLABAWALLA, J.)