

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

**APPEAL FROM ORDER NO.362 OF 2018
WITH
CIVIL APPLICATION NO.472 OF 2018
IN
APPEAL FROM ORDER NO.362 OF 2018**

Savita Shrikant Parlikar

..Appellant

vs.

Sanjay Shrikant Parlikar and Ors.

..Respondents

.....

Mr. Rajesh Datar a/w Mr. Siddhesh S. Shetye a/w Mr. Rahul D. Oak
for Appellant.

Mr. Charles D'souza a/w C.D. Agrawal I/b. S.C. Legals for
Respondent No.1.

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CORAM : M. S. KARNIK, J.

DATE : 12th MARCH, 2020.

P. C. :

Heard learned counsel for the parties.

2. Learned counsel for the Appellant Shri Datar on instructions from the Appellant, Savita Shrikant Parlikar, has produced a letter which is taken on record and marked as Exhibit 'X' for identification, states that the Appellant undertakes that during the pendency of the suit she will not transfer, alienate or create third party interest in the 50% equity shares and preference shares held by her in M/s. Ajit Scanning and Diagnostic Centre Private Limited till the disposal of the suit.

3. In this view of the matter, the statement is accepted as undertaking to this Court. Needless to mention that the observations made by the Trial Court in the impugned order dated 21 March 2018 are limited to deciding the Exhibit 5 application and will have no bearing while deciding the suit on its own merits. Considering the advanced age of the Appellant and also considering the ailments that the Appellant is suffering from, further that the dispute is between the mother and the son, the Trial Court is requested to consider hearing of the suit expeditiously and preferably within a period of 18 months from the date of receipt of the copy of this order.

4. Appeal is disposed of.

5. In view of the disposal of the Appeal, nothing survives for consideration in the Civil Application. The Civil Application is disposed of accordingly.

(M. S. KARNIK, J.)