

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

**APPEAL FROM ORDER NO. 89 OF 2020
WITH
INTERIM APPLICATION NO. 01 OF 2019**

Cecil Francis Pereira	...	Appellant
V/s.		
Gulbert Clifford Pereira & Anr.	...	Respondents

Mr.J.M. D'silava for Appellant.

Mr.M. Fernandes i/b. Mr.M.A. Amonkar for Respondent.

**CORAM : A.S. GADKARI, J.
DATE : 14th February 2020.**

PC. :

1] After hearing learned counsel for the appellant at length, when this Court expressed its disinclination to interfere with the impugned Order dated 11th November 2019, the learned counsel, on instructions, seeks leave to withdraw the present appeal unconditionally.

Leave granted.

2] Appeal is dismissed as withdrawn.

The cause title of the plaint indicates that, the plaintiff and the defendants are senior citizens. In view thereof, the learned Judge, City Civil Court Court, Mumbai, seized of S.C. Suit No. 260 of 2019 is hereby requested to expedite the hearing of the said Suit.

3] In view of dismissal of Appeal, the Interim Application does not survive and is accordingly disposed off.

[A.S. GADKARI, J.]