

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****I.A. NO. 2573 OF 2021****IN****APPEAL FROM ORDER NO. 285 OF 2021**

Khemraj Shravan Patel

....Applicant.

Vs.

Sanjay Gandhi & Anr.

.....Respondents.

Mr. Pradeep Thorat a/w Mr. Kiran Jain, Ms. Ish Jain, Mr. Rajesh Patil and Mr. Duj Jain i/by Kiran Jain & Co. for the Applicant.

Mr. Amogh Singh a/w Ms. Krupashree Sawant i/by SSB Legal Advisory for the Respondents.

CORAM : A. S. GADKARI, J.**DATE : 29th SEPTEMBER, 2021.****P.C.:-**

Prima facie it appears that, Original-Defendant Khemraj is in possession of unauthorized and unlawful possession of the Suit premises. It further appears that, erstwhile owner of the Suit premises Shri. Tapuria is trying to take undue advantage of the *lacunae* in the Deed of Transfer of Suit property to exploit the situation by putting-forth Mr. Khemraj, the Applicant (Appellant herein) to claim possession over the said enclosed garage admeasuring 162 sq. fts., which is the subject matter of the present Appeal.

In view thereof, no interim relief.

Application is accordingly disposed off.

(A.S. GADKARI, J.)