

Arjun

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

**INTERIM APPLICATION NO.1574 OF 2019
IN
SECOND APPEAL NO.717 OF 2019**

Chandrakant Shankar Namdas
Since deceased through LR's
Malan Chandrakant Namdas & Ors.

...Applicants/
Appellants

V/s.

Sahadev Appa Torane & Anr.

...Respondents

Mr. Dilip Bodake, for the Applicants/Appellants.

Mr. Umesh Mankapure, for the Respondents.

**CORAM : MADHAV J. JAMDAR, J.
DATE : 29th NOVEMBER, 2022**

P.C.:

- 1.** It is admitted position that there was no interim relief granted by the learned Trial Court during the pendency of the Regular Civil Appeal No. 71 of 2011.
- 2.** Hence, no interim relief at this stage can be granted.
- 3.** However, it is clarified that the construction, if any, carried out by the Respondents will be subject to the result of the Second Appeal.

- 4.** The Interim Application is disposed of subject to above.

(MADHAV J. JAMDAR, J.)