

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

**SECOND APPEAL NO.25 OF 2022
WITH
INTERIM APPLICATION NO.276 OF 2022**

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Shri. Bhimdas Shankar Jadhav
Since deceased through legal heirs
Shri. Milind Bhimdas Jadhav & Ors. ..Appellants

Versus

Smt. Usha Shambhuprasad Patel & Ors. ..Respondents

Mr. Tejesh Dande a/w Bharat Gadhavi, Trushna Shah, Chinmay
Deshpande, Pratik Sabrad & Seema Patil i/by Tejesh Dande &
Associates, for the Appellants.
Smt. Anjana S. Patel – Respondent No.2 in person - present.

CORAM : NITIN W. SAMBRE, J.

DATE : 10th NOVEMBER, 2022

PC.

1. Since the Second Appeal under Section 100 of the CPC is not maintainable in view of embargo under Sub-Section (3) of Section 34 of the Maharashtra Rent Control Act, 1999, the same stands disposed of as withdrawn.

2. However, this will not preclude the appellants from taking out any such proceedings as are permissible and admissible in law.

3. In view of disposal of the Second Appeal, the Interim Application also stands disposed of.

3. Ad-interim protection is continued for a period of three weeks from today.

[NITIN W. SAMBRE, J.]