

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

**INTERIM APPLICATION NO. 2801 OF 2022
IN
FA 765 / 2013**

Bhagat Swaroop Garg

...Applicant

Versus

Mahesh Brahmadata Tiwari

...Respondent

Siddhesh Pilankar, Advocate for Applicant
Santosh Parad, Advocate for the Respondent No. 1
A. R. Pandey, Advocate for the Respondent No. 2

CORAM : S. G. DIGE, J.

DATE : 9th DECEMBER, 2022.

P.C. :

1. Heard learned counsel for the applicant and learned counsel for the respondent. Learned counsel for the applicant submits that respondent is the original claimant in the suit pending before the City Civil court at Dindoshi. The suit of respondent / appellant is dismissed. Hence, requested to fix the matter for final hearing.

2. Learned counsel for the respondent submitted that

appropriate order be passed.

3. Considering the submissions of learned counsel, the application is allowed. Matter be kept for final hearing on 19th January, 2023.

(S. G. DIGE, J.)