

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO. 765 OF 2022
WITH
INTERIM APPLICATION NO. 16897 OF 2022

M/s. Spaciability Developers .. Appellant
V/s.
Amol Shankarrao Parab and Ors. ..Respondents

Mr. Pramod Bhosle i/b Sharad Bhosle for the Appellant.
Mr. Vishwajit Sawant, Senior Advocate a/w P.M. Jadhav for
Respondent No.1.
Mr. Sandip Parekh a/w Veerdhaval Kakade for Respondent Nos.
2 to 5.

CORAM : C.V. BHADANG, J.

DATE : 5 AUGUST 2022

P.C.

. The challenge in this appeal is to the order refusing interim injunction restraining the Respondents-defendants from creating 3rd party interest in the suit property.

2. The learned counsel for the Appellant submits that during the pendency of the suit, third party rights have already been created and therefore, the appeal is rendered infructuous. The only limited prayer is to expedite hearing of the suit.

3. In such circumstances, the appeal is disposed of.

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4. The Trial Court shall proceed to hear and dispose of the suit as expeditiously as possible.

5. The parties to co-operate for expeditious disposal of the suit.

All rival contentions of the parties are left open.

6. Pending interim application is disposed of.

C.V. BHADANG, J.