

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.

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(MADHAV J. JAMDAR, J.)