

SA Pathan

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

**INTERIM APPLICATION NO.1163 OF 2023
IN
FIRST APPEAL NO.314 OF 2009**

Sunita N. Dhavale and Anr. ... Applicants

V/s.

Sadanand Narayandas Dhavale since
deceased through LRS.

1-a) Sayali Sadanand Dhavale & Anr. ... Respondents

Mr. Rupesh R. Lanjekar for the Applicant.

Mr. Sandeep J. Ghogare for Respondents.

CORAM : AMIT BORKAR, J.

DATED : FEBRUARY 21, 2023

P.C.:

1. The Applicant is the Appellant who has filed Application seeking return of documents annexed at Exhibit 'A' to the Application. The Application has been filed under Order 13, Rule 8 of the Code of Civil Procedure as the documents are required for the purpose showing it to the municipal authority.
2. Considering the request, such Application can be allowed subject to Applicant filing of undertaking.
3. Application is allowed in terms of prayer clause (a) subject to Applicant filing of undertaking within four (4) weeks from today, stating that in case at the time of final hearing of the present

Appeal, the documents at Exhibit 'A' are required by this Court, he will furnish all documents as directed by the Court.

4. The Interim Application is disposed of.

(AMIT BORKAR, J.)