

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

APPEAL FROM ORDER NO. 126 OF 2023.

Shaikh Yusuf Abdullah & Anr. .. Appellants
vs.
The Municipal Corporation of Greater Mumbai
& Anr. .. Respondents

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Mr. Firoz Bharucha, i/b. Deepan Dixit, for the Appellants.
Mrs. Smita Tandwalkar, for the Respondent-BMC.

...

CORAM: SANDEEP V. MARNE, J.

DATE : 31 AUGUST 2023.

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1. Learned counsel for the Appellants would submit that the pleadings in the Notice of Motion filed in the suit for seeking temporary injunction are complete and Notice of Motion can be taken for final hearing by the City Civil Court. In that view of the matter, he states upon taking instruction of his clients that the Appellants do not wish to press the present Appeal. He would however request that the City Civil Court be directed to hear the Notice of Motion expeditiously.

2. The present Appeal is accordingly disposed of.

3. The City Civil Court, Mumbai is requested to decide the Notice of Motion within a period of two months.

SANDEEP V. MARNE, J.