

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
APPEAL FROM ORDER NO.423 OF 2023
WITH
INTERIM APPLICATION NO.7754 OF 2023**

Vivek Prabhakar Ranade and Ors. ... Appellants
versus
Paras Apartment Co-op Hsg. Soc. Ltd. And Anr. ... Respondents

Mr. Mishra i/by Mr. Ashok M. Saraogi, for Appellants.
Mr. D.S.Sakhalkar i/by Mr. Abhijit Mahadik for Respondent No.2.

CORAM: N.J.JAMADAR, J.

DATE : 7 JUNE 2023

P.C.

1. Heard the learned Counsel for the parties.
2. The roznama of the proceedings indicate that the Notice of Motion is listed for hearing on 17 June 2023.
3. In the circumstances, there is no propriety in entertaining the Appeal against the order declining to grant ad-interim relief as the matter is adjourned to 17 June 2023. Let the Notice of Motion be itself decided on its own merits and in accordance with law.
4. The Respondents-Defendants shall file an Affidavit in Reply to the Notice of Motion, if not already filed, on or before 17 June 2023. The learned Judge, City Civil Court, is requested to make an endeavour to hear the Notice of Motion on 17 June 2023.

5. The Appeal stands disposed.
6. In view of the disposal of the Appeal, Interim Application also stands disposed.
7. It is clarified that this Court has not entered into the merits of the matter.

(N.J.JAMADAR, J.)