

AGK

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

**CIVIL APPLICATION NO.30 OF 2019
IN
SECOND APPEAL NO.21 OF 2019**

Neeta Ulhas Kale

... Appellant

V/s.

Dashrath Pandurang Jadhav

... Respondent

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Ms. Vrushali V. Kabare for the appellant/applicant.

Mr. Akshay Kulkarni i/by Mr. Sarthak Diwan for the
respondents.

CORAM : AMIT BORKAR, J.

DATED : DECEMBER 7, 2023

P.C.:

1. This Court on 18 April 2023 admitted the second appeal. The record indicates that before admission, the respondent was represented by an Advocate. However, he shows his inability to continue to appear for the respondent.

2. The Trial Court has passed decree for possession. Since the second appeal is admitted and the decree which is the subject matter of the second appeal is for possession, the appellant needs to be protected during pendency of the second appeal.

3. Hence, during pendency of the second appeal, there shall be interim relief in terms of prayer clause (a).

4. Civil Application No.30 of 2019 disposed of accordingly.
5. Hearing of Second Appeal No.21 of 2019 is expedited.

(AMIT BORKAR, J.)