

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

**APPEAL FROM ORDER NO. 299 OF 2023
WITH
INTERIM APPLICATION NO. 3777 OF 2023
IN
APPEAL FROM ORDER NO. 299 OF 2023**

Mrs Bhavna Manoj Gayakvad And Others ...Appellants/Applicants

vs.

Smt Prabhavati Ramniklal Shah And Others ...Respondents

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Mr Sandesh Patil, a/w. Mr Chintan Shah and Mr Pavan Patil, for the Appellants.

Mr Vijay Saini, Appellant No.39-in-person, present.

Mr Ravi Kadam, Senior Counsel, a/w. Mr Bhushan Dehsmukh and Mani Thevar, i/b. Ganesh & Co., for Respondent Nos.2 to 4.

Mr Simil Purohit, a/w. Ms Disha Shetty and Mr Akshit Dedhia, i/b. Wadia Ghandy and Co., for Respondent Nos. 5 to 9.

Mr Mayuresh Lagu, for Respondent No.10.

Mr B.K. Raje, for Respondent Nos. 11 to 14.

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Coram : R.N. Laddha, J.

Date : 26 April 2024

P.C. :

. After hearing the matter for some time, the learned Counsel

for the appellants, on instructions of the appellants, seeks leave to withdraw this appeal. Leave granted as prayed for.

2. The appeal stands disposed of as withdrawn. However, taking into consideration the peculiar facts of the case, the learned trial court is requested to expedite the hearing of the suit and to decide the same preferably within eight months from the receipt of this order on its own merits uninfluenced by the observations made in the impugned order. As a sequel, the pending interim application also disposed of.

(R.N. LADDHA, J.)