

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 13423 OF 2017

Ashraf Saudagar Kassam Merchant

..... Petitioner

VERSUS

Aslam Kassam Merchant

..... Respondent

Mr.D.S.Sabnis, i/b. Mr.Ram Laxmipalli for the Petitioner.

Mr.Aslam Kassam Merchant, Respondent present in person.

CORAM: RAJESH S. PATIL, J.

DATE : 1 FEBRUARY, 2024

P.C. :-

This writ petition is filed by the original plaintiff thereby challenging the order dated 10 September, 2014 passed below Ex.9 in the L.E. & C. Suit, and as confirmed by the order dated 4 May, 2017 by the Appellate Bench of the Court of Small Causes.

2. Mr.Sabnis, learned counsel appearing for the petitioner on instructions from the petitioner who is present in Court, does not want to press the petition as also for the prayers which are made in the application Ex.9, as of now. The said prayer clause (a) of

Ex.9 reads as under :-

(a) Pending the hearing and final disposal of the suit, the Defendant and his family members be restrained by an order an injunction of this Hon'ble court, restraining them from bringing in any other person into the suit premises without obtaining the consent of the Plaintiff in writing.

3. In view of the same, writ petition is disposed of as not pressed.

[RAJESH S. PATIL, J.]