

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

**INTERIM APPLICATION NO. 14282 OF 2023
IN
FIRST APPEAL NO. 803 OF 2023**

Suresh Gianchand Kumar

... Applicant/Appellant

Vs.

Shailesh J. Dawda (deceased) Thr. Lrs.

... Respondents

Ms. Padma S.Dawda & Ors

Adv. Janhavee Joshi, i/by Adv. Mohan B. Jadhav, for the
Appellant/Applicant.

None for the Respondents.

CORAM : KISHORE C. SANT, J.

DATE : 13th March, 2024

P.C.:-

1. In spite of service, Respondents have not appeared. In view of the same ad-interim relief already granted to continue, since none appeared for Respondents.

2. Interim Application is allowed in term of prayer clauses (b) and (c) which reads thus:-

"(b) Pending the hearing and final disposal of the First Appeal that the Hon'ble court may be pleased to restrain the Respondents, their servant and agents, by an order of injunction from selling, transferring or creating any third party right in respect of suit property mentioned in paragraph No. 1 of the Plaint.

(c) Pending the hearing and final disposal of First Appeal that the Respondents may be directed not to disturb

possession of Applicant in respect of suit property mentioned in paragraph No. 1 of the Complaint.”

2. The Interim Application stands disposed of.

(KISHORE C. SANT, J.)