

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6093 OF 2024

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Deepak Madhukar Keni & Ors.

..... Petitioners

VERSUS

Smruti Prafulla Shringapure

..... Respondent

Mr.Jaydeep Deo a/w. Mr.Onkar Gawade for the Petitioner.

CORAM: RAJESH S. PATIL, J.

DATE : 22 APRIL, 2024

P.C. :-

Matter is allowed to be produced on production board in view of urgency.

2. This writ petition is filed by the landlord challenging an order passed by the Appellate Court, thereby directing the landlord to handover the keys of the suit premises to the respondent herein.

3. Mr.Deo, learned counsel appearing for the petitioner landlord submits that his client has informed him that the Court

Commissioner is expected to be on site for executing the order passed by the Appellate Court, on 24 April, 2024. Mr.Deo submits that hence this matter has been moved.

4. Issue notice to the respondent, returnable on **18 June, 2024.**

5. Apart from the court notice, the petitioner is also permitted to serve the respondent by private service, by all permissible modes of service and file affidavit of service before the next date of the hearing.

6. In the meanwhile, there will be *ad-interim* relief in terms of prayer clause (c) till next date of the hearing. The said prayer clause (c) reads as under :-

(c) Stay the further execution, operation and implementation of the Judgment and Order dated 04/04/2024 passed by the Ld. Appellate Bench of Small Causes Court, at Mumbai in Miscellaneous Appeal No. 2 of 2024 in Order below Exhibit – 10 in

RAD Suit No. 140 of 2023 till hearing and final disposal of the aforesaid Writ Petition.

7. The parties to act on the authenticated copy of this order.

[RAJESH S. PATIL, J.]