

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

**APPEAL FROM ORDER NO. 826 OF 2024
WITH
INTERIM APPLICATION NO. 14964 OF 2024**

Mr. Shamsheed Ahmed Ansari ...Appellant/Applicant
Versus
Smt. Rehana Bi Khurshid Alam Ansari ...Respondent

Mr. Shubham Mishra for the Appellant.
Ms. Suchita Pandey i/b. Mr. Rahul Pandey for the Respondent

CORAM : M. M. SATHAYE, J.

DATED : 27th NOVEMBER 2024

P.C.:

1. Matter is circulated for urgent ad-interim relief.
2. Learned Counsel for the Appellant has placed on record certain photographs asserting that the Respondent is carrying out construction on the encroached portion. The suit is filed for recovery of possession of encroached portion and declaration of the Respondent as trespasser. The motion is at ad-interim stage.
3. Learned Counsel for the Respondent submits that service was effected yesterday evening and accommodation is sought. She submits that the Advocate on record is out of station.
4. Perused the impugned order.
5. At the request of learned Counsel for the Respondent, **stand over to**

09/12/2024.

6. If the Respondent proceeds with the construction till the next date, the Respondent will not be able to claim any equity for such construction, at the time of hearing of the Appeal from Order.

7. Learned Counsel for the Appellant is directed to make sure that entire compilation is served upon the Respondent by the end of the day.

(M. M. SATHAYE, J.)