

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

**APPEAL FROM ORDER NO. 828 OF 2024
WITH
INTERIM APPLICATION NO. 14974 OF 2024**

Mr. Vellapandian Thangapandian Talewar ...Appellant
Versus
Mrs. Malliga Kumar And Others ...Respondents

Mr. Amit G. Dubey i/b Mr. Ashok M Saraogi for the Appellant

CORAM : M. M. SATHAYE, J.

DATED : 28th NOVEMBER 2024

P.C.:

1. Heard learned Counsel for the Appellant. By the impugned order, a Motion filed by the Appellant / Original Plaintiff is rejected.
2. By the said Motion, Plaintiff was seeking injunction restraining the Defendants from acting contrary to the documents executed between the Plaintiff and Defendant No. 1 viz. agreement for sell, affidavit and indemnity bond all dated 12/03/2014.
3. Learned Trial Judge, while dismissing the Motion, has held that documents are notarized documents and the suit is filed for declaration that those documents are valid and subsisting, however, no prayer for specific performance is made. Apparently, the suit is filed in 2022. In these circumstances, the motion is dismissed.
4. When this Court was not inclined to interfere in the order, learned

Counsel for the Appellant sought time to take instructions whether the Appellant wants to press the Appeal from Order.

5. **Stand over to 09/12/2024**, for directions.

(M. M. SATHAYE, J.)