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2. Learned counsel for the appellant submits that the appellant has filed various documents to support her contention that there is no permanent construction carried out as indicated in the impugned notice. He further submits that the work of wooden partition is part of the renovation which would not require any permission.

3. The disputed question can be decided by the City Civil Court after considering the reply filed by the corporation. Pending the notice of motion, if the notice is implemented, it will cause serious prejudice to the plaintiff's right and contention. Since the motion is still pending, I see no reason for not granting ad-interim protection in view of the documents relied upon by the appellant.

4. The appeal is therefore allowed by passing the following order:-

(i) Notice of motion shall be decided on its own merits after considering the rival pleadings of the parties including the documents relied upon by the appellant and uninfluenced by the observation in the impugned order and any observation in this order.

(ii) By way of ad-interim relief, during the pendency of the notice of motion, no coercive action to be taken pursuant to the notice impugned in the suit.

(iii) The rival contentions of both the parties on merits are kept open.

(iv) Appeal is allowed in the aforesaid terms.

(v) In view of the disposal of the appeal, interim application is disposed of as infructuous.

(vi) Appellant is at liberty to file additional documents to support the appellant's contention in the City Civil Court.

[GAURI GODSE, J.]