

MHSCA 20019492018

IN THE COURT OF SMALL CAUSES, AT MUMBAI

Order Below Exh.10

IN

R.A.D. SUIT NO. 890 of 2018

Mrs.Shabina N.Virani, & Ors., Plaintiffs

Versus

Prince Aly Khan Hospital,& Ors., Defendants

Coram: - Shri.D.L.Nikam

Judge,

Court Room No.14,

Date: 26 . 07. 2018

:ORDER :

Perused application and various documents filed on record.
Heard Advocate for the plaintiffs.

It appears from records and submissions that, the deceased husband of the plaintiff No.1 was the tenant of the suit premises. After his death, the rent-receipts are transferred in the name of father of the deceased. Now the building in which suit premises is situated is about to go for re-development. But as per plaintiff, the defendant trust is not consented to keep the plaintiff as a tenant / co-tenant after the death of husband. Now plaintiffs are having apprehension that, they will be dispossessed without determining their rights.

Here the plaintiff are seeking declaration of their tenancy right. They are in possession of the suit premises. In this circumstances, it would not be just to grant any ad- interim relief without giving an opportunity of hearing to other side.

: 2 :

Hence issue notice to defendants, as to why interim relief should not be granted as prayed . R/o. 30.07.2018.

E.P. & S.B. is allowed, if prayed.

[D.L.Nikam,]
Judge,
Court Room No.14,
Date: 26 . 07. 2018

Printed on : 01 . 08. 2018

Typed by Ms. S S Pednekar

Coram: - Shri.D.L.Nikam
Judge,
Court Room No.14,
Date: 30 . 07. 2018

:ORDER :

As requested, special bailiff is already allowed, as prayed.

[D.L.Nikam,]
Judge,
Court Room No.14,
Date: 30 . 07. 2018

Printed on : 01 . 08. 2018

Typed by Ms. S S Pednekar