

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

CIVIL REVISION APPLICATION NO. 280 OF 2024

Nazim Shaikh Hasan

*.... Applicant
(Orig. Defendant)*

V/s.

Jainbi Mushtaq Shaikh (since deceased
through her Legal Heirs)

.... Respondents

Mr. Avinash B. Avhad, for the Applicant.

CORAM : SANDEEP V. MARNE, J.

Dated : 26 June 2024.

P.C. :

- 1) Heard Mr. Avhad, learned counsel appearing for the Applicant.
- 2) Mr. Avhad would contend that one of the contentions before the Trial Court and the First Appellate Court was about landlord-tenant relationship between the parties coming to an end upon execution of agreement of sale between them on 21 September 2004. In support of his contention, he would rely upon judgment of the Apex Court in **R. Kanthimathi Versus. Beatrice Xavier**.
- 3) Issue notice to the Respondents returnable on **19 August 2024**.

4) Till the next date of hearing, there shall be ad-interim relief in terms of prayer clause (c) which reads thus :

(c) Pending the hearing and final disposal of the present Revision Application, this Hon'ble Court be pleased to say the effect, operation and implementation of the Judgment and Decree passed by the Learned District Judge-5, Pune, in Regular Civil Appeal No. 625 of 2015 dated 24.11.2023 and be further pleased to stay the effect, operation and implementation of Judgment and Decree passed by the Learned 2nd Additional Judge Small Causes Court, and Joint Civil Judge Senior Division, Pune in Civil Suit No. 384/2010 dated 19.09.2015.

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[SANDEEP V. MARNE, J.]