

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

**FIRST APPEAL NO.441 OF 2015**

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders.
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Mr.Sunil More for the appellant

Mr.Sandesh Shukla for the respondent

**CORAM : K.K.TATED, J.**

**DATED : 23/04/2015**

**PC:**

1 Not on board. At the request of Advocate for the appellant, matter is taken on board for urgent orders.

2 This First Appeal is preferred by defendant challenging the judgment and decree dated 12.1.2015 passed by City Civil Court Mumbai in Suit No.2975 of 2009.

3 The learned counsel for the respondent plaintiff submits that till today they have not filed any Execution Application.

4 As the respondent plaintiff has not filed any Execution Application there is no urgency in the present matter. In spite of that appellant has circulated this matter for urgent orders.

5 Hence, following order:

a Office is directed to place the matter as per CMIS date.

b Appellant to pay, to the respondent plaintiff or deposit in this court sum of Rs.2500 by way of cost within two weeks from today, failing which First Appeal shall stand dismissed without referring back to the court.

**(K.K.TATED, J.)**