

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

CIVIL REVISION APPLICATION NO.335 OF 2022

Vijay Shankar Maratkar ...Applicant
Versus
Dhanaji Kashinath Channe ...Respondent

Mr.Chaitanya B. Nikte i/b Mr.Prajit S. Sahane, for the Applicant.

CORAM : S.G. DIGE, J.

DATE : 7 FEBRUARY 2023

P.C:-

. Heard learned counsel for the Applicant.

2. The learned counsel for the Applicant submits that the Applicant has filed suit for eviction against the Respondent, which was decreed by the Trial Court. The Respondent has challenged the said order before the Appellate Court. The Appellate Court has remanded the said matter for fresh trial for leading additional evidence. Now the Trial Court has expedited the matter. The Applicant is 64 years old he is bedridden. He is not in a position to attend the Trial Court, but the Trial Court is insisting to go on with the matter and matter is kept for dismissal. Hence requested to stay the impugned order passed by the Appellate Court.

3. Considering the submission of the learned counsel for the Appellant, ad-interim relief in terms of prayer clause (b) is granted till next date.

4. Issue notice to the Respondents, returnable on 3 March 2023.

(S.G. DIGE, J.)