

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

CIVIL REVISION APPLICATION NO.520 OF 2012

1.The Municipal Commissioner for Gr.Bombay & Anr. ... Applicants.

V/s.

1.Mr.Kantilal Mulchand Sanghavi & Anr. ... Respondents

Smt.M.R.Bhoir i/b. Mr.R.A.Malandkar, for Applicants

Mr.G.S.Godbole i/b. Ramesh Jain, for Respondent no.1.

CORAM : B.R.GAVAI, J.**DATE : 15th March, 2013.**

P.C. :

The respondent no.1 has filed an undertaking that till the disposal of the Civil Revision Application, he shall not create third party rights in respect of the area equal to the suit premises in the redeveloped new building. He further undertakes that in the event the present applicant succeeds in the revision application, the respondent no.1 will hand over the equal area of the suit premises to the applicant from the redeveloped building as a tenant. The same is taken on record and marked "X" for identification.

2. In view of the specific undertaking given by respondent no.1, the interest of the present applicants is sufficiently safeguarded, as such there is no necessity to pass an interim order.

3. Earlier ad-interim relief, therefore, stands vacated.

(B.R.GAVAI, J.)