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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

**APPEAL FROM ORDER NO. 806 OF 2024
WITH
INTERIM APPLICATION NO. 14731 OF 2024
IN
APPEAL FROM ORDER NO. 806 OF 2024**

M/s. Polite Buildcon and ors

.....Appellants

Vs.

Samarth Chintamani Properties
Thr. Partners Nandkumar B. Bhondave
and ors

.....Respondents

Mr. Sitesh Sharma a/w Mr. Vijay Upadhyay Advocate for the Appellants

CORAM : GAURI GODSE, J.

DATE : 17th JANUARY 2025

ORDER:

1. Learned counsel for the appellants submits that the caveator is served and intimated about today's date. None appears for the respondents.

2. Issue notice to respondents, returnable on 28th February 2025.

3. In addition to Court notice, learned advocate for the appellants shall serve the respondents by private notice alongwith copy of this

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order and file affidavit of service before the next date.

4. It is clarified that despite service of private notice, if none appears for the respondents, this Court shall consider grant of ex-parte ad-interim relief on the next date. It is further clarified that if any third party rights are created, it shall be subject to outcome of the suit.

[GAURI GODSE, J.]