

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION (STAMP) NO.12818 OF 2005
IN
FIRST APPEAL NO.637 OF 2003

Abdul Jabar Mohammed Ishaq & Anr. ...Applicants

Versus

Ravindranath Rupa Prajapati

& Ors. ...Respondents

.....

Ms.Farhat Sheikh for Applicants.

None for Respondents.

.....

CORAM: A.M.KHANWILKAR, J.

(VACATION JUDGE)

MAY 31, 2005.

P.C.

1. Appeal has been dismissed by the learned Single Judge of this Court on 20th April 2005. Applicants were granted two weeks time to take out further proceedings, if so advised. That was not done within the time awarded by the Court.

2. Applicants, however, approached this Court on 20th May 2005, when the Vacation Judge showed indulgence and granted two weeks further time, which period will expire on 3rd June 2005.

3. Instead of taking out appropriate proceedings, as may be advised, the Applicants have once again approached this Court during Vacation for continuing the stay for a period of further two weeks. I am not inclined to accede to this request. Time granted by Justice R.S.Mohite on 20th May 2005 is still available to the Applicants and the Applicants may take out necessary proceedings, as may be advised, which will have to be considered on its own merits in accordance with law.

4. Needless to observe that it will be open to the Applicants to move appropriate Application for interim relief in the said proceedings, which will be considered on its own merits. This Application is disposed of with the above observations.

A.M.KHANWILKAR, J.