



IN THE COURT OF SMALL CAUSES AT MUMBAI

ORDER BELOW EXHIBIT –1
IN
EXECUTION APPLICATION NO. 180 OF 2024
IN
R. A. E. SUIT NO. 610 OF 2006

1. Maratha Mandir & 30 Ors. ... Plaintiffs/D. Hs.
V/s.
1. Kunjal Hemant Shah & Anr. ...Defendants/J. Ds.

Appearance :-

Jaydeep J. Thakker : Ld. Advocate for Plaintiffs / D. Hs.

Ranjana Parikh : Ld. Advocate for Defendants /J. Ds.

Coram : S. D. Garad, Judge,
Court Room No.10,

Date : 28.07.2026

ORDER :-

1. Instant proceedings has been filed for Execution of Judgment & Decree passed in R. A. E. Suit No.610 of 2006 on 06/05/2022. Wherein, defendants are directed to handover vacant and peaceful possession of the suit premises viz. Room No.8, admeasuring 360 sq. ft. situated on ground floor of Maratha Mandir Annex Building, Maratha Mandir Marg, (Dr. A. B. Nair Marg), Mumbai Central, Mumbai – 400 008 to the plaintiff's Trust within three months from the date of this order.

2. It appears from record that being aggrieved by above judgment & decree, defendant No.1 had preferred an Appeal No. 104 of 2023 in which stay was granted by the Hon'ble Appellate Court subject to deposit of compensation amount.

3. The advocate of decree holders/plaintiffs has filed Pursis at Exhibit-53 and informed to this Court that the Appeal bearing No. 104 of 2023 has been dismissed by the Hon'ble Appellate Bench of Small Causes Court, Mumbai by judgment and order dated 07/05/2026. So also, the defendant No.1 did not deposit the amount as directed and both the defendants vacated the premises and handed over the possession of the same to the plaintiffs. Therefore, plaintiffs do not intend to pursue the present Execution Application as the possession of the suit premises is already received. As such, present execution proceeding has been fully satisfied. With this, I have passed following order:-

: ORDER :

1	Present Execution Application No.180 of 2024 is hereby disposed of as fully satisfied.
2	Any application if pending, be disposed of.
3	Proceedings are closed.

Date : 28.07.2026

**[S. D. Garad]
Judge, C. R. No. 10.**