

HARSHADA H. SAWANT
(P.A.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2412 OF 2026

Mohammed Shafi Usman Lodha and Anr. .. Petitioners

Versus

F.E.Dinshaw Trust and Ors. .. Respondents

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- Ms. Janhavee Joshi, Advocate i/by Mr. Suhas S. Deokar for Petitioners.

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CORAM : MILIND N. JADHAV, J.

DATE : MARCH 10, 2026

P.C.:

- 1.** Not on Board. Mentioned by way of filing praecipe dated 10.03.2026. Perused the praecipe.
- 2.** Heard Ms. Joshi, learned Advocate for Petitioners.
- 3.** According to Petitioner by virtue of the impugned order dated 11.12.2025 appended at page No.497 to the Petition, the name of Petitioners have been deleted from the property card in respect of subject property.
- 4.** Ms. Joshi informs the Court that the impugned order is directly in the teeth of binding decree passed by this Court dated 10.12.2021 which settles Petitioners' entitlement to the subject property.
- 5.** Two specific submissions are made across the bar. Firstly on the basis of the impugned order and action taken in furtherance

thereof Petitioners' face threat of dispossession and secondly likelihood of third party rights been created which may lead to multiple litigation.

6. Decree of High Court dated 10.12.2021 is appended at page No.453 of Writ Petition. It is in respect of very same Survey No.267 (Part) and CTS No.610 (Part).

7. An arguable case is made out for issuance of notice by Ms. Joshi. Hence, issue notice to Respondents.

8. Humdast permitted. In addition to Court's notice, Petitioners are directed to serve the Respondents a copy of this order, and Writ Petitioner forthwith and inform about the next date of hearing by any permissible mode of service and file appropriate affidavit of service with tangible proof thereof.

9. Respondents shall file Affidavit-in-Reply within a period of four weeks from today. Affidavit-in-Rejoinder, if any to be filed within a period of two weeks thereafter.

10. Needless to state that Respondents shall not create any third party rights until the present Petition is heard for admission.

11. Stand over to **21st April 2026**.

12. Praecipe is disposed.