



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER (ST) NO. 1556 OF 2026

Aasha Dhanajay Matale & Ors.

.. Appellants

Versus

Magan Bhau Matle & Ors.

.. Respondents

.....

- Mr. Tanmay Yogesh More i/by Mr. Siddharth N. Sutaria, Advocates for Appellant
- Mr. Drupad Patil i/by Mr. Yogesh G. Thorat, Advocates for Respondents

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CORAM : MILIND N. JADHAV, J.

DATE : FEBRUARY 17, 2026

P. C.:

1. Heard Mr. More, learned Advocate for Appellants and Mr. Patil, learned Advocate for Respondents.

2. *Lis* in the present case between the parties as observed by this Court in the previous order who are related to each other is subject to the outcome of the two Suit proceedings i.e. Special Civil Suit Nos. 163 of 2022 (renumbered as 238/2025) and 357 of 2025. Cause of action in both the Suits as also the subject property is the same, *interse*, rights accrued to the parties therein rather subject matter of challenge.

3. Impugned order dated 28.10.2025 is passed below Exh. 5 in Special Civil Suit No. 357 of 2025. Learned Trial Court has granted injunction in favour of Plaintiffs against Defendant Nos. 4 & 5 on the



basis of the reasons stated in paragraph Nos. 13 and 14 thereof. Be that as it may and without giving any imprimatur on merits of the matter considering the fact that both the aforesaid Suits between the parties, *inter alia*, with respect to entitlement to the subject property being the same and equally parties also being the same, it would be appropriate if necessary directions are passed for expeditious hearing and disposal of both the Suit proceedings in accordance with law.

4. Both the learned Advocates inform the Court that the Advocates on record in the Trial Court as also their respective clients shall not take unnecessary adjournments and ensure that both the Suit proceedings are decided by the learned Trial Court as expeditiously as possible in accordance with law.

5. Though this Court is upholding the impugned order dated 28.10.2025, learned Trial Court is informed that this Court has not given its imprimatur or opinion on merits of the matter so as to influence the decision in the Suit proceedings before the Trial Court. Needless to state that both the parties shall maintain *status quo* as on date in respect of the subject property until disposal of both the Suit proceedings.

6. Both the Suits are directed by this Court to be expedited.

7. Liberty to apply to the Trial Court in case of any difficulty.



8. With the above directions, Appeal from Order is disposed.

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[MILIND N. JADHAV, J.]

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Date:
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