



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 5238 OF 2021**

Pushpa Ravindra Ughade and Anr. .. Petitioners
Versus
Dilip Kanhaiyalal Bhansali and Ors. .. Respondents

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- Mr. Vishwajeet Kapse a/w. Ms. Anita Jagtap, Advocates for Petitioners.
 - Mr. Vinod Sharma, Advocate for Respondent Nos.1 and 2.
 - Mr. A.I. Patel, Addl. GP a/w. Ms. A.A. Nadkarni, AGP for Respondent No.12 – State.

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CORAM : MILIND N. JADHAV, J.

DATE : FEBRUARY 17, 2026.

P.C.:

1. Heard Mr. Kapse, learned Advocate for Petitioners; Mr. Sharma, learned Advocate for Respondent Nos.1 and 2 and Mr. Patel, learned AGP for Respondent No.12 – State.

2. In the present Writ Petition, this Court has passed two detailed orders dated 15.09.2025 and 02.02.2026 after hearing the learned Advocates for the respective parties putting the case of Petitioners in perspective.

3. In compliance of both the orders, the Tahsildar has filed his Affidavit-in-Reply dated 13.02.2026 which is appended at page No.411. Case of Petitioners before me is succinctly clear in as much as they not having received a single farthing in respect of the market value of the subject land which is admittedly mahar vatan land from Respondent



Nos.1 and 2.

4. Reliance is placed on a notarized Affidavit filed by late Indubai Ughade dated 23.04.2018 before the Additional Collector, Nashik contending that she had amicably settled the dispute and received amount of Rs.87,71,820/-. It is *prima facie* seen from the record that the late Indubai Ughade has admitted receiving only amount of Rs.30 lakhs, but in so far as further amounts of Rs.30 lakhs and Rs.9 lakhs and any further amount has not been admitted by her. According to Petitioners, in the Affidavit which has been referred to and relied upon the State, there is a reference to setting off of an amount of Rs.16,71,820/- and further Rs.2 lakhs against the said late Indubai receiving a 538.16 square feet flat in lieu thereof.

5. Mr. Sharma, learned Advocate for Respondent Nos.1 and 2 will have to place on record appropriate proof of the money having been paid to late Indubai over and above Rs.30 lakhs. He undertakes to file Affidavit-in-Reply on the aforesaid questions as also the observations recorded by the Court in the previous two orders and the Affidavit-in-Reply filed by the Government within a period of two weeks from today.

6. Stand over to 10th March, 2026.

[MILIND N. JADHAV, J.]

Ajay

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by AJAY
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