

Ajay

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO. 8 OF 2017  
WITH  
CIVIL APPLICATION NO. 20 OF 2017  
IN  
SECOND APPEAL NO. 8 OF 2017

Manabai Tukaram Vatekar (since deceased  
through legal heirs) Tukaram Dhondiba Vatekar  
(since deceased through legal heirs) Vijay Appellants /  
Tukaram Vatekar and Ors. .. Applicants

**Versus**

Chiman Narayan Taras (since deceased through  
legal heirs) Janakabai Chiman Taras and Ors. Respondents

WITH  
INTERIM APPLICATION NO. 691 OF 2021  
IN  
SECOND APPEAL NO. 8 OF 2017

Merchant Developers, Through its Partner  
Nakash Malik Merchant .. Applicant

**IN THE MATTER BETWEEN**

Manabai Tukaram Vatekar (since deceased  
through legal heirs) Tukaram Dhondiba Vatekar  
(since deceased through legal heirs) Vijay  
Tukaram Vatekar and Ors. .. Appellants

**Versus**

Chiman Narayan Taras (since deceased through  
legal heirs) Janakabai Chiman Taras and Ors. Respondents

WITH  
INTERIM APPLICATION NO. 3443 OF 2023  
IN  
SECOND APPEAL NO. 8 OF 2017

Deepak Laxman Taras and Ors. .. Applicants

**IN THE MATTER BETWEEN**

Manabai Tukaram Vatekar (since deceased  
through legal heirs) Tukaram Dhondiba Vatekar  
(since deceased through legal heirs) Vijay  
Tukaram Vatekar and Ors. .. Appellants

**Versus**

Waman Narayan Taras (since deceased through  
legal heirs) and Ors.

Respondents

**WITH**  
**INTERIM APPLICATION (ST.) NO. 13927 OF 2025**  
**IN**  
**SECOND APPEAL NO. 8 OF 2017**

Khandu Kisan Taras

.. Applicant

**IN THE MATTER BETWEEN**

Manabai Tukaram Vatekar (since deceased  
through legal heirs) Tukaram Dhondiba Vatekar  
(since deceased through legal heirs) Vijay  
Tukaram Vatekar and Ors.

.. Appellants

**Versus**

Chiman Narayan Taras (since deceased through  
legal heirs) Janakabai Chiman Taras and Ors.

Respondents

**WITH**  
**SECOND APPEAL NO. 97 OF 2017**  
**WITH**  
**CIVIL APPLICATION NO. 238 OF 2017**  
**IN**  
**SECOND APPEAL NO. 97 OF 2017**

Vilas Murlidhar Bhondave

Appellant /  
.. Applicant

**Versus**

Chiman Narayan Taras (since deceased through  
legal heirs) Janakabai Chiman Taras and Ors.

Respondents

**WITH**  
**INTERIM APPLICATION NO. 3447 OF 2023**  
**IN**  
**SECOND APPEAL NO. 97 OF 2017**

Deepak Laxman Taras and Ors.

.. Applicants

**IN THE MATTER BETWEEN**

Vilas Murlidhar Bhondave

Appellant /  
.. Applicant

**Versus**

Chiman Narayan Taras (since deceased through  
legal heirs) Janakabai Chiman Taras and Ors.

Respondents

**WITH**

INTERIM APPLICATION NO. 10123 OF 2025  
IN  
SECOND APPEAL NO. 97 OF 2017

|                                                                          |              |
|--------------------------------------------------------------------------|--------------|
| Khandu Kisan Taras                                                       | .. Applicant |
| <b><u>IN THE MATTER BETWEEN</u></b>                                      |              |
| Vilas Murlidhar Bhondave                                                 | .. Appellant |
| <b>Versus</b>                                                            |              |
| Tukaram Dhondiba Vatkar (since deceased<br>through legal heirs) and Ors. | Respondents  |

WITH  
SECOND APPEAL NO. 132 OF 2017

|                                                                                                                                                                    |               |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|
| Manabai Tukaram Vatekar (since deceased<br>through legal heirs) Tukaram Dhondiba Vatekar<br>(since deceased through legal heirs) Vijay<br>Tukaram Vatekar and Ors. | .. Appellants |
| <b>Versus</b>                                                                                                                                                      |               |
| Chiman Narayan Taras (since deceased through<br>legal heirs) Janakabai Chiman Taras and Ors.                                                                       | Respondents   |

WITH  
INTERIM APPLICATION NO. 3446 OF 2023  
IN  
SECOND APPEAL NO. 132 OF 2017

|                                                                                                                                                                    |               |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|
| Deepak Laxman Taras and Ors.                                                                                                                                       | .. Applicants |
| <b><u>IN THE MATTER BETWEEN</u></b>                                                                                                                                |               |
| Manabai Tukaram Vatekar (since deceased<br>through legal heirs) Tukaram Dhondiba Vatekar<br>(since deceased through legal heirs) Vijay<br>Tukaram Vatekar and Ors. | .. Appellants |
| <b>Versus</b>                                                                                                                                                      |               |
| Chiman Narayan Taras (since deceased through<br>legal heirs) Janakabai Chiman Taras and Ors.                                                                       | Respondents   |

WITH  
INTERIM APPLICATION (ST.) NO. 18161 OF 2025  
IN  
SECOND APPEAL NO. 132 OF 2017

|                                         |               |
|-----------------------------------------|---------------|
| Khandu Kisan Taras                      | .. Applicant  |
| <b><u>IN THE MATTER BETWEEN</u></b>     |               |
| Manabai Tukaram Vatekar (since deceased | .. Appellants |

through legal heirs) Tukaram Dhondiba Vatekar  
(since deceased through legal heirs) Vijay  
Tukaram Vatekar and Ors.

**Versus**

Chiman Narayan Taras (since deceased through  
legal heirs) Janakabai Chiman Taras and Ors.

Respondents

**WITH**  
**SECOND APPEAL NO. 546 OF 2017**  
**WITH**  
**CIVIL APPLICATION NO. 1028 OF 2017**  
**IN**  
**SECOND APPEAL NO. 546 OF 2017**

Vilas Murlidhar Bhondave

Appellant /  
.. Applicant

**Versus**

Tukaram Dhondiba Vatekar (since deceased  
through legal heirs) and Ors.

Respondents

**WITH**  
**INTERIM APPLICATION NO. 3444 OF 2023**  
**IN**  
**SECOND APPEAL NO. 546 OF 2017**

Deepak Laxman Taras and Ors.

.. Applicants

**IN THE MATTER BETWEEN**

Vilas Murlidhar Bhondave

.. Appellant

**Versus**

Tukaram Dhondiba Vatekar (since deceased  
through legal heirs) and Ors.

Respondents

**WITH**  
**INTERIM APPLICATION (ST.) NO. 17745 OF 2025**  
**IN**  
**SECOND APPEAL NO. 546 OF 2017**

Khandu Kisan Taras

.. Applicant

**IN THE MATTER BETWEEN**

Manabai Tukaram Vatekar (since deceased  
through legal heirs) Tukaram Dhondiba Vatekar  
(since deceased through legal heirs) Vijay  
Tukaram Vatekar and Ors.

.. Appellants

**Versus**

Chiman Narayan Taras (since deceased through  
legal heirs) Janakabai Chiman Taras and Ors.

Respondents

.....

- Mr. Anil Anturkar, Senior Advocate a/w. Mr. Prathamesh Bhargude, Kashish Cheloni and Mr. Vinayak Pandit, Advocates i/by Mr. Ajinkya Udane for Applicants in eight Interim Applications viz; Interim Application Nos.3443 of 2023; Interim Application (St.) No.13927 of 2025; Interim Application No.3444 of 2023; Interim Application (St.) No.17745 of 2025; Interim Application No.3447 of 2023; Interim Application No.10123 of 2025; Interim Application No.3446 of 2023 and Interim Application (St.) No.18161 of 2025 and for Respondent Nos.3, 3A, 3B, 3C, 3D, 3E, 3F, 3G, 3H, 4, 6A, 6B, 6C, 6D, 6E and 7 in Second Appeal No.8 of 2017 and for Advocates for Respondent Nos.3B, 3C, 3d, 3E, 3F, 3G, 3H, 4, 6A, 6B, 6C, 6D, 6E and 7 in Second Appeal No.97 of 2017 and for Respondent Nos.3B, 3C, 3d, 3E, 3F, 3G, 3H, 4, 6A, 6B, 6C, 6D, 6E and in Second Appeal No.132 of 2017 and for Respondent Nos.18b, 18c, 18d, 18e, 18f, 18g, 18h, 19 and 21 to 26 in Second Appeal No.546 of 2017.
- Mr. Prathamesh Bhargude, Advocate i/by Mr. Ajinkya Udane for Respondent Nos.1a, 1b, 1c, 1ca, 1cb, 1cd, 1e, 1f, 1g, 1h, 1i, 1cc(a), 1cc(b), 1cc(c), 1Da, 1Db, 1DC, 1Dd and 1De in Second Appeal No.8 of 2017 and for Respondent Nos.1, 1a, 1b, 1c, 1ca, 1cb, 1b-a, 1b-b, 1b-c, 1b-d, 1cc-a, 1cc-b, 1cc-c, 1da, 1db, 1dc, 1dd, 1de, 1cd, 1D, 1E, 1F, 1G, 1H and 1L in Second Appeal No.97 of 2017 and for Respondent Nos.1ca, 1cb, 1cc, 1cd, 1D, 1E, 1F, 1G, 1H, 1-I, 1cc(a), 1cc(b), 1cc(c), 1Da, 1Db, 1Dc, 1Dd and 1De in Second Appeal No.132 of 2017 and for Respondent No.6, 6a, 6b, 6c, 6d, 7, 8, 9a, 9b, 9c, 10, 11a, 11b, 11c, 11d, 11e, 12 to 16 in Second Appeal No.546 of 2017.
- Mr. Jitendralal P. Gorane a/w. Mr. Atish Tayade, Advocates i/by Mr. Pankaj Das and Mr. Vikas Shivarkar for Respondent Nos.2A to 2D in Second Appeal No.8 of 2017.
- Mr. S.G. Deshmukh, Advocate i/by S.P. Kanuga and Mr. Vignesh Ashokan for Appellants in Second Appeal No.8 of 2017 and Second Appeal No.132 of 2017.
- Mr. Ajay Joshi, Advocate for Appellants in Second Appeal No.97 of 2017 and Second Appeal No.546 of 2017.
- Ms. Mrunmayu Khambete a/w. Mr. Parth Deshpande, Advocates for Respondent Nos.8i and 83a to 83e in Second Appeal No.8 of 2017 and for Respondent in 8a, 8e and 8i in Second Appeal No.97 of 2017 and Respondent Nos.8-1 and 83a to 83e in Second Appeal No.132 of 2017 and for Respondent Nos.27A and

27E to 27-I in Second Appeal No.546 of 2017.

- Ms. Kirthika K., Advocate for Respondent Nos.9, 10, 11, 12, 14, 16, 18, 13a, 19(2), 19(3), 17a, 17b, 17c, 19(b), 19(1c), 19(1d), 19(1a) and 15 in Second Appeal No.8 of 2017 and for Respondent Nos.10, 11, 12, 13, 15, 16, 18, 19(a), 19(b), 19(c), 17(a), 17(b), 17(c), 19(b1), 19(b2), 19(bc) and 19(bd) in Second Appeal No.97 of 2017 and for Respondent Nos.9, 10, 11, 12, 14, 16, 18, 13a, 19(2), 19(3), 17a, 17b, 17c, 19(1b), 19(1c), 19(1d), 19(1a) and 15 in Second Appeal No.132 of 2017 and for Respondent Nos.28, 29, 30, 31, 33, 34, 36, 32A, 37A, 37C, 35a, 35b, 35c, 37ba, 37bb, 37bc and 37 bd in Second Appeal No.546 of 2017.

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**CORAM : MILIND N. JADHAV, J.**

**DATE : MAY 04, 2026.**

**P.C.:**

1. Heard learned Advocates appearing for the respective parties.
2. Final arguments have been concluded in Interim Application Nos.3443 of 2023 and Interim Application (St.) No.13927 of 2025 in Second Appeal No.8 of 2017; Interim Application No.3444 of 2023 and Interim Application (St.) No.17745 of 2025 in Second Appeal No.546 of 2017; Interim Application No.3447 of 2023 and Interim Application No.10123 of 2025 in Second Appeal No.97 of 2017 and Interim Application No.3446 of 2023 and Interim Application (St.) No.18161 of 2025 in Second Appeal No.132 of 2017.
3. The aforementioned Interim Applications are reserved for order / judgment.

4. Interim Application (St.) No.3672 of 2025 is already disposed of by way of separate order dated 04.05.2026.
5. Apart from the aforementioned Interim Applications which are heard however remaining Second Appeals, Civil Applications and Interim Applications shall stand over to 29.06.2026.
6. Stand over to **29<sup>th</sup> June 2026**.

[ MILIND N. JADHAV, J. ]

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