

HARSHADA H. SAWANT  
(P.A.)

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
CIVIL APPELLATE JURISDICTION

**APPEAL FROM ORDER (ST.) NO.7213 OF 2026**  
**WITH**  
**INTERIM APPLICATION (ST.) NO.7215 OF 2026**

M/s. Omex Builders and Contractors

Appellant

.. (Orig. Plaintiff)

**Versus**

The Municipal Corporation of Greater Mumbai

Respondent

.. (Org. Defendant)

- .....  
• Mr. Nikhil Rajeshirke, Advocate for Appellant – Original Plaintiff.  
.....

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

**DATE : MARCH 12, 2026**

**P.C.:**

- 1.** Not on Board. Mentioned by way of filing praecipe dated 12.03.2026. Perused the praecipe.
- 2.** Heard Mr. Rajeshirke, learned Advocate for Appellant – Original Plaintiff.
- 3.** The reasoned speaking copy of the impugned order dated 10.03.2026 passed in Notice of Motion No.31 of 2021 is not made available to the Appellant.
- 4.** Mr. Rajeshirke has drawn my attention to order dated 09.01.2021 passed by this Court (Coram : Prithviraj K. Chavan, J.) granting ad-interim relief to Appellant which was continued.
- 5.** To challenge the impugned order, the said ad-interim relief

granted by this Court vide order dated 09.01.2021 stands continued in the meanwhile.

**6.** Leave and liberty to Appellant – Plaintiff to make all consequential amendment to Appeal from Order and Interim Application and append the reasoned copy once the same is made available by City Civil and Sessions Court within a period of one week from date of its availability. Reverification stands dispensed with. Necessary amendment be permitted to be carried out by Department.

**7.** In view of the above, issue notice to Respondent.

**8.** Humdast permitted. In addition to Court's notice, Appellant /Applicant is directed to serve the Respondent a copy of this order, copy of amended Interim Application and Appeal from Order immediately and inform about the next date of hearing by any permissible mode of service and file appropriate affidavit of service with tangible proof thereof to apprise Respondent about filing of this Appeal from Order.

**9.** Respondent shall filed 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.** In the meanwhile no coercive steps shall be taken against Plaintiff's suit structure in terms of the impugned order dated

10.03.2026 until present Appeal from Order is heard for admission by this Court which shall be noted by Respondent.

**11.** Stand over to **23<sup>rd</sup> April 2026.**

**12.** Praecipe is disposed.

H. H. SAWANT

[ MILIND N. JADHAV, J. ]

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HANUMANT  
SAWANT

Digitally signed  
by HARSHADA  
HANUMANT  
SAWANT  
Date: 2026.03.12  
17:42:01 +0530