

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
IN THE MATTER BETWEEN
Vilas Murlidhar Bhondave .. Appellant
Versus
Tukaram Dhondiba Vatkar (since deceased
through legal heirs) and Ors. Respondents

WITH
SECOND APPEAL NO. 132 OF 2017

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. 3446 OF 2023
IN
SECOND APPEAL NO. 132 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
Chiman Narayan Taras (since deceased through
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
IN THE MATTER BETWEEN
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

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- 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 **29th June 2026.**

[MILIND N. JADHAV, J.]

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