

MJ Jadhav

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
APPEAL FROM ORDER NO. 172 OF 2025
WITH
INTERIM APPLICATION NO. 3683 OF 2025
WITH
INTERIM APPLICATION NO. 3682 OF 2025
IN
APPEAL FROM ORDER NO. 172 OF 2025**

Subir Kumar Banerjee and Anr. ... Appellants

vs.

Brihanmumbai Municipal Corporation ... Respondents
Through Commissioner and Anr.

**WITH
INTERIM APPLICATION NO. 3683 OF 2025
IN
APPEAL FROM ORDER NO. 172 OF 2025**

Octavius Co-operative Housing Society ... Applicant
Limited

vs.

Subit Kumar Banerjee and Anr. ... Respondents

Mr. Girish Godbole, Senior Advocate a/w Ashutosh Gole a/w Girish Paryani i/b A & G Legal Associates for the Appellants.

Mr. Mayur Khandeparkar a/w Abbas Zaidy and Aditya Kavale for the Applicant/ Intervenor in IAst/8707 of 2025.

CORAM : GAURI GODSE, J.

DATED : 10th MARCH 2025

ORDER :-

1. Not on board. Taken on production board.
2. Leave to amend is granted to add impugned order and the grounds of challenge.
3. Amendment to be carried out within two weeks from today.
4. This appeal is circulated for urgent ad-interim relief.
5. Considering the nature of the notice and the documents relied upon by the learned senior counsel for the appellant, prima facie, no fault can be found in the notice impugned in the suit. Hence, ad-interim relief cannot be granted at this stage.
6. List the appeal on 28th April 2025.
7. To be listed high on board under the caption 'for admission'.
8. Interim Application (st) No.8707 of 2025 to be listed alongwith the present appeal on the next date.

(GAURI GODSE, J.)