

HARSHADA H. SAWANT  
(P.A.)

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

**APPEAL FROM ORDER (ST.) NO.10600 OF 2026**  
**WITH**  
**INTERIM APPLICATION (ST.) NO.10602 OF 2026**

Salman Anis Dolare

Appellant

.. (Original Plaintiff)

**Versus**

M/s. Tharwani Infrastructure and Ors.

Respondents

.. (Original Defendants)

- .....
- Mr. Kishor Patil a/w. Mr. Anish Kikle and Ms. Akshada Nagrale,  
Advocates i/by Mr. Pratik Rahade for Appellant.

.....

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

**DATE : APRIL 10, 2026**

**P.C.:**

- 1.** Not on Board. Mentioned by way of filing praecipe dated 10.04.2026. Perused the praecipe.
- 2.** Heard Mr. Patil, learned Advocate for Petitioner.
- 3.** Considering the relief prayed for in the suit plaint, the only reason given for return of suit plaint is that *prima facie* the disputes are relatable to partnership Agreement and therefore subject matter involved in the Suit falls within the purview of Commercial Courts Act.
- 4.** Mr. Patil would draw my attention to the reliefs prayed for in the suit plaint whereby Plaintiff has sought a declaratory relief for him being declared as partner of the partnership firm in view of reconstruction and admission of partners of the said firm and has

challenged the deed of retirement.

5. In view of the aforesaid, issue notice to Respondents.
6. Humdast permitted. In addition to Court's notice, Appellant is directed to serve the Respondents a copy of this order and copy of Appeal from Order and Interim Application and inform about the next date of hearing by any permissible mode of service and file appropriate affidavit of service with tangible proof thereof.
7. Affidavit-in-Reply to be filed within a period of one week from today. Affidavit-in-Rejoinder, if any to be filed within a period of one week thereafter.
8. Stand over to **23<sup>rd</sup> April 2026**.
9. Praecipe is disposed.

H. H. SAWANT

[ MILIND N. JADHAV, J. ]

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