HARSHADA H. SAWANT
(P.A.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER (ST.) NO.11261 OF 2026
WITH
INTERIM APPLICATION (ST.) NO.11264 OF 2026

Shantilal Pannalal Jain .. Appellant

Versus

The Maharashtra Housing and Area Development Authority (MHADA) .. Respondent

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- Dr. Ranjit A. Thorat, Senior Advocate a/w. Mr. Hemant Ghadigaonkar, Mr. Pramod K. Gautam and Mr. Om Gandhi, Advocates for Appellant.
- Mr. Satyajeet P. Dighe, Advocate for Respondent.
- Mr. Rakesh Agarwal a/w. Mr. Sandeep Nirban and Ms. Pallak Ranawat, Advocates for Intervenor – Society and Developer.

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CORAM : MILIND N. JADHAV, J.

DATE : APRIL 20, 2026

P.C.:

1. Heard Dr. Thorat learned Advocate for Appellant; Mr. Dighe, learned Advocate for Respondent and Mr. Agarwal, learned Advocate for Intervenor – Society and Developer.

2. Dr. Thorat informs the Court that pursuant to the passing of the order dated 17.04.2026, reasoned copy of the impugned order which was passed on the previous evening i.e. 16.04.2026 is now made available with the Appellant.

3. He would submit that leave and liberty be granted by the Court to challenge the findings and observations in the said reasoned /

speaking order.

4. Amendment to that effect is permitted by the Court. The reasoned / speaking order shall be placed on record by way of amendment. Appropriate grounds for challenging the reasons given in the speaking order are also permitted to be added in the Appeal from Order and Interim Application. Department shall permit the amendment to that effect to be carried in the and Appeal from Order and Interim Application within a period of one week from today. Reverification stands dispensed with. Copy of the amended Appeal from Order and Interim Application shall be served on MHADA and the Intervenor's Advocate Mr. Agarwal. Certified copy of the order will not be insisted upon and Court shall proceed on the basis of server copy of Trial Court's order which is placed before the Court.

5. Dr. Thorat persuades the Court to take on record one compilation of documents. Rather than taking the same on record, it would be appropriate if Appellant is allowed to file an appropriate additional Affidavit and place the compilation of documents on record therewith so that it will give chance to MHADA to meet the case of the Appellant. Appellant is permitted to file additional Affidavit within a period of one week from today. MHADA and the Intervenor will be served with all copies.

6. Mr. Agarwal is also directed by Court to place his additional

documents in compilation of documents on Affidavit and serve copy of the same on Dr. Thorat and MHADA so that all parties can meet each others case. He submits that Intervenor shall file his Intervention Application and place all material on record and shall serve the same on all parties.

7. In the meanwhile, ad-interim relief granted in the order dated 17.04.2026 shall stand continued and no coercive steps will be taken against Appellant's suit structure.

8. Stand over to **28th April 2026**. To be listed under the caption '**For Directions**'.

H. H. SAWANT

[MILIND N. JADHAV, J.]

HARSHADA HANUMANT SAWANT

Digitally signed by HARSHADA HANUMANT SAWANT
Date: 2026.04.21 18:25:06 +0530