

Ajay

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6140 OF 2016

~~Gaurishankar Govardhandas Todi~~
(Since Deceased) Through Legal Heirs
Promod Gaurishankar Todi and Ors. .. Petitioners

Versus

~~Prabhavati Ramniklal Shah~~
(Since Deceased) Through Pratibha Shailesh
Shah and Ors. .. Respondents

WITH
INTERIM APPLICATION (ST) NO. 28833 OF 2025
IN
INTERIM APPLICATION (ST) NO. 26665 OF 2025
IN
WRIT PETITION NO. 6140 OF 2016

Kalpesh Rajendra Jain .. Applicant / Orig.
.. Petitioner No.2

IN THE MATTER BETWEEN

~~Gaurishankar Govardhandas Todi~~
(Since Deceased) Through Legal Heirs
Promod Gaurishankar Todi and Ors. .. Petitioners

Versus

~~Prabhavati Ramniklal Shah~~
(Since Deceased) Through Legal Heirs
Pratibha Shailesh Shah and Ors. .. Respondents

WITH
WRIT PETITION NO. 6141 OF 2016

~~Gaurishankar Govardhandas Todi~~
(Since Deceased) Through Legal Heirs
Promod Gaurishankar Todi and Ors. .. Petitioners

Versus

~~Prabhavati Ramniklal Shah~~
(Since Deceased) Through Pratibha Shailesh
Shah and Ors. .. Respondents

WITH
WRIT PETITION NO. 6169 OF 2016

~~Gaurishankar Govardhandas Todi~~
(Since Deceased) Through Legal Heirs
Promod Gaurishankar Todi and Ors.

.. Petitioners

Versus

~~Prabhavati Ramniklal Shah~~
(Since Deceased) Through Pratibha Shailesh
Shah and Ors.

.. Respondents

-
- Mr. Vijay Kurle a/w. Mr. Vikas Pawar, Mr. Jayendra Manchekar and Mr. Bhagwan Kasture, Advocates for Petitioners.
 - Mr. Pravin Samdani, Senior Advocate a/w. Mr. Aditya Shiralkar, Mr. Suraj Iyer and Mr. Mani Thevar, Advocates i/by M/s. Ganesh & Co. for Respondent Nos.1(a) to 1(c).
 - Mr. Nimesh Bhatt, Advocate for Respondent No.2.

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

DATE : AUGUST 20, 2025.

P.C.:

1. Heard Mr. Kurle, learned Advocate for Petitioners; Mr. Samdani, learned Senior Advocate for Respondent Nos.1(a) to 1(c) and Mr. Bhatt, learned Advocate for Respondent No.2.

2. At the outset, Mr. Kurle, learned Advocate informs the Court that Petitioner has filed Interim Application (St.) No.28833 of 2025 seeking recall of final order dated 13.08.2025 passed in Interim Application (St.) No.26665 of 2025 and interim order dated 21.07.2025 passed in Writ Petition No.6140 of 2016 by this Court. Copy of Application is served on the contesting Respondents today itself in Court.

3. Mr. Kurle would submit that his Senior Mr. Ojha will be arguing the Application. He would inform the Court that today due to rains Mr. Ojha is unable to come to Court from Thane. Hence, he would persuade the Court to adjourn and hear the Recall Application and Writ Petitions day after tomorrow. Respondent in the Recall Application may consider the same and let the Court know if they desire to file any Reply thereto.

4. List the Recall Application and Writ Petitions on **22nd August 2025**. To be listed on the ‘**Supplementary Board**’.

[MILIND N. JADHAV, J.]

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