



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

31 WRIT PETITION NO. 8451/2009

SILVER LINK

..PETITIONER

VS

THE ENTERPRISES CO-OPERATIVE

PREMISES SOCIETY LIMITED

..RESPONDENT

Adv. Kunal Bhanage a/w. Adv. Akshay Pawar, Adv. Vasim Siddiqui for
petitioner.

Adv. Indrajeet R. Kulkarni a/w. Adv. Nihal Chitre for respondent.

CORAM : RAJESH S. PATIL, J.

DATE : 17 APRIL 2026.

P.C. :

1) By the present writ petition, the petitioner is challenging the order passed by the Appellate Court of the Small Causes who had reversed the order passed by the trial Court whereby the trial Court passed the order refusing to record the agreement of compromise between the plaintiff and the defendant, in R.A.D. Suit No. 359/1998.

2) Learned counsel appearing for the petitioner submitted that his client is ready to amicably settle the dispute by withdrawing the R.A.D. Suit filed by him and the respondent can be permitted to withdraw the monies deposited by the petitioner in the Small Causes

Court which are roughly around Rs.21,00,000/- and retain the monies which have been already withdrawn by the respondent from the High Court.

3) The dispute between the parties pertains to a hoarding which was installed by the petitioner in the building of respondent – Co-operative Society and the said hoarding is admittedly removed in the year 2023.

4) Since the settlement talks between the parties have failed, as the offer given by the applicant is not accepted by the respondent.

5) Matter to proceed further for hearing.

6) Stand over to **28/4/2026, 'High on Board'**.

(Rajesh S. Patil, J.)