



IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION  
CIVIL REVISION APPLICATION NO. 368 OF 2025

Colin Mario Rebello ... Applicant

V/s.

Charles Willibroad Gonsalves ... Respondent

-----

Mr. Simial Purohit, Senior Advocate with Anushka Divakaran i/by Dhru and Co. for the petitioner.

Mr. Suraj Shah, for the respondent no. 2.

-----

CORAM : N.J. JAMADAR, J.

DATE : 17<sup>th</sup> JULY 2025

**PC:**

1. Heard the learned counsel for the parties.
2. Having regard to the issue that arises for consideration, it would be expedient to hear the application finally at the stage of admission.
3. Parties are at liberty to file compilation of documents comprising the pleadings, evidence, and documents which formed part of the record of the Trial Court.
4. The learned counsel for the respondent submits that respondent has yet not filed Execution Petition.
5. Let the said position be maintained.
6. The applicant shall, however, deposit the amount of



compensation in terms of order passed by the Appellate Court before the Small Causes Court, regularly, and shall not create any third party interest in the suit premises or part with the possession thereof.

7. The respondent is also at liberty to file an application for determination of the mense profit and the same shall be decided on its own merits and in accordance with law.

8. Stand over to 20<sup>th</sup> August 2025.

(N.J. JAMADAR, J)