

Amberkar

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO. 504 OF 2025
WITH
INTERIM APPLICATION NO. 11576 OF 2025

Jyoti Kitchen Industries Pvt Ltd & Ors.

Appellants

•• (Org. Defendant Nos. 1 to 3)

Versus

Vasant Atmaram Patil & Ors.

Respondents

(R. 1 to 8 are Org. Plaintiffs)

(R. 9 to 18 are Org. Defendant

•• Nos. 4 to 13)

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- Mr. Girish Godbole, Senior Advocate a/w Mr. Sumit Kothari & Ms. Fatema Lokhandwala i/by Ms. Prakruti Joshi, Advocates for Appellants
- Mr. Rajiv Patil, Senior Advocate a/w Mr. Sameer Singh & Mr. Ojas Kocharekar, Advocates for Respondent Nos. 1 to 8
- Mr. Aamir Ali Shaikh i/by M/s. Ivory Legal, Advocates for Respondent Nos. 9 to 18

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CORAM : MILIND N. JADHAV, J.

DATE : MARCH 30, 2026

P. C.:

1. Heard Mr. Godbole, learned Senior Advocate for Appellants; Mr. Patil, learned Senior Advocate for Respondent Nos. 1 to 8 and Mr. Shaikh, learned Advocate for Respondent Nos. 9 to 18.
2. For the sake of convenience, the parties shall be referred to in terms of their status before the Trial Court.
3. In view of the order dated 28.04.2025 which is the subject matter of challenge in the present Appeal from Order (for short “AO”) and as opined in paragraph No. 29 of the said order, parties and more

specifically the Defendants before the Trial Court are permitted to make an Application for joint-measurement and survey of the suit property, details of which are given in registered deed of conveyance appended at page No. 73 onwards of Interim Application along with details of the boundaries thereof given on internal page No. 12 of the same. If any such Application is made by Defendants, the Plaintiffs duly represented by Mr. Patil are directed to cooperate in complying with the survey and measurement of the suit land with the Competent Authority.

4. I am informed that on 08.04.2026, challenge in the Appeal proceedings before the SLR is to be heard. Mr. Godbole informs the Court that Defendants shall make an appropriate Application for survey, measurement and identification of the land on the basis of the boundaries given in the sale deed and map. Mr. Patil informs the Court that Plaintiffs shall extend cooperation to that extent.

5. Needless to state that if survey measurement is done, copy of the same shall be handed over to both sides and both sides are free to make an appropriate Application in the present AO for possession in accordance with law.

6. Stand over to **27th April, 2026.**

[MILIND N. JADHAV, J.]