

Amberkar

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 13237 OF 2025
IN
APPEAL FROM ORDER (ST) NO. 34440 OF 2025

WITH
INTERIM APPLICATION (ST) NO. 34442 OF 2025

Madhubala Dinesh Prabhu

Applicant /
.. Appellant

Versus

Rajendra Kare & Ors.

.. Respondents

-
- Mr. Jamesheed Master a/w Mr. Hamza Lakdawala, Advocates for Applicant / Appellant
 - Mr. Pilankar a/w Mr. Hrishikesh Nabar, Advocate for Respondents
 - Mr. Ojas Gole, Advocate for Respondent No. 4
 - Mr. Arun Panickar a/w Mr. Vinay Nair & Ms. Samita Halankar, Advocates for Respondent No. 5

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CORAM : MILIND N. JADHAV, J.

DATE : MARCH 12, 2026

P. C.:

1. Heard Mr. Master, learned Advocate for Applicant / Appellant; Mr. Pilankar, learned Advocate for principal Respondent; Mr. Gole, learned Advocate for Respondent No. 4 and Mr. Panickar, learned Advocate for Respondent No. 5.

2. Mr. Pilankar in his usual fairness on instructions submits that he is appearing for principal contesting Respondents and he wants to file affidavit in reply. He would fairly point out that there is humongous

delay since the direction to file reply was given on 19.11.2025. One final opportunity is given to him to file affidavit in reply which shall be done within a period of two weeks from today. In the meanwhile, on instructions he makes a statement that his clients will not create any third party rights in respect of the subject property for which Partition Suit has been sought for.

3. It is made clear that this order will not come in the way of redevelopment of Society. Society is free to take redevelopment forward. Needless to state that even if PAAA is executed, it will not create any equity in favour of the private Respondents and the same shall be the subject to the orders passed in the present proceedings.

4. Stand over to **26th March, 2026.**

[MILIND N. JADHAV, J.]

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by RAVINDRA
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