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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 12973 OF 2025
IN
FIRST APPEAL (ST) NO. 34699 OF 2025

M/s Sukumar Machines And Constructions
Pvt. Ltd., Mumbai ...Applicant/Appellant
Versus
Doongursee Park Co Operative Housing Society
Through Its Chairman And Secretary Chairman
And Ors. ...Respondents

Mr. Pravin Samdani, Senior Advocate a/w. Mr. Mayur Khandeparkar,
Mr. Sameer Pandit, Ms. Krina Gandhi & Mr. Chintan Pasad i/b. Wadia
Ghandy & Co. for Applicant.

Mr. Karan Parmar (through VC) for Respondent No.1.

CORAM : M.M. SATHAYE, J.

DATE : 14th NOVEMBER, 2025

P.C. :

1. This is an application for interim stay. Learned senior Advocate for Applicant/Org. Defendant No. 1/3 pointed out that, immediately after the impugned judgment and decree dated 02.07.2025, an application was moved below Exh.182 on which an order was passed on 09.07.2025 by the Trial Court granting stay to the impugned judgment and decree for appeal period. The same was till 09.10.2025. Admittedly, during pendency of the suit there was no interim relief in favour of the Plaintiff/Respondent society.

2. Learned counsel for Respondent No.1 (original Plaintiff) seeks time to file reply to the application. At his request, time of 4 weeks is granted for filing reply with its copy served upon the other side.

Rejoinder, if any, to be filed within a period of 2 weeks thereafter.

3. Stand over to 05.01.2026 for further consideration. **Till next date**, the stay granted on 09.07.2025 by the Trial Court shall continue.

(M.M. SATHAYE, J.)