



IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION

**INTERIM APPLICATION NO. 13805 OF 2025**  
**IN**  
**FIRST APPEAL NO. 302 OF 2026**

Praveen Malhotra ... Applicant/  
***In the matter between:*** Appellant  
Vipen Malhotra and Ors. ... Appellant.  
**Versus**  
Kamal Kumari Malhotra (deceased) and Ors. ... Respondents.

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*Ms. Kanchan Talreja, Lalbdhi Parekh, Ankita Waghmare, Urvashi Shah  
i/by Kanchan Talreja for the Applicant-Original Defendant. .  
Ms. Anuja Bhansali, Ms. Nupur Toshniwal i/by M/s. Rashmikant and  
Partners for Cross-objectionsts.*

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**Coram : Sharmila U. Deshmukh, J.**  
**Date : May 06, 2026**

**P.C. :**

1. Learned counsel appearing for the Applicant submits that the Applicant is a senior citizen and by impugned judgment the premises in which she is residing since the year 1968, is liable to be sold and seeks ad-interim relief.
2. Learned counsel appearing for the Respondents opposes the application and seeks time as the arguing counsel is not available today. She is, however, not willing to make a statement that till the next date no steps will be taken for dispossessing the senior citizen, who has been residing in the suit since the year 1968.

3. The matter has been called out after court working hours and just two days before vacation. The matter is listed under the caption for order as the original Plaintiff and the Applicant in the Cross-Objection, through directed to file the reply did not file the reply, and today again time has been sought. As the matter will have to be listed beyond vacation, there is an apprehension that the Appellant, who is a senior citizen, will be dispossessed.

4. Till the next date, no coercive steps be taken against the Appellant. Stand over to **10<sup>th</sup> June, 2026.**

**[Sharmila U. Deshmukh, J.]**