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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 38681 OF 2025
IN
FIRST APPEAL NO. 2530 OF 2025

Anil Arjun Bhosale (Deceased)
Through legal heirs and representatives
1(a) Swapnasa Anil Bhosale to 1(c) ...Applicants/Appellants
Versus
Naina Gaurilal Raj And Ors. ...Respondents

Mr. Sandesh Deshpande a/w. Ms. Priti Purandare a/w. Ms. Shravani
Gujar for Applicants.
None for Respondents.

CORAM : M.M. SATHAYE, J.

DATE : 23rd DECEMBER, 2025

P.C. :

1. At the outset, learned counsel for the Applicants submits that an effort was made to serve learned advocate Mr. Pandey for the Caveator; however, the office was found closed. He places on record a copy of the email sent to the said advocate giving notice of today's hearing.

2. Heard learned counsel for the Applicants/Appellants. He points out that under the impugned judgment and decree dated 01.11.2025 the Appellants/Defendant Nos.1(a) to 1(c) are directed to hand over possession of the suit premises within 60 days from the date of order. He submitted that 60 days will expire in the ensuing Christmas vacation. He therefore seeks continuation of protection.

3. From the impugned judgment, he pointed that according to the

Appellants, they are in possession of the suit flat since 1992.

4. Issue notice to the Respondents, returnable on 27.01.2026.

5. For the time being, **till next date, there shall be ad-interim relief** in terms of prayer clause (a) which reads, as under:

(a) During the pendency and final disposal of the present First Appeal this Hon'ble Court be pleased to stay the operation, execution and implementation of the judgment and decree dated 01.11.2025 passed in S.C. Suit No.153 of 2017 by the Learned City Civil Court at Dindoshi, Borivali Division, Mumbai;"

(M.M. SATHAYE, J.)