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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION**

**INTERIM APPLICATION (L) NO. 5867 OF 2026  
IN  
SUIT NO. 190 OF 2021**

New Rising Sun Co-Operative Housing  
Society Limited ...Applicant

***In the matter between :***

New Rising Sun Co-Operative Housing  
Society Limited ...Plaintiff

***Versus***

Bhatia Realtors And Ors. ...Defendants/  
Respondents

**WITH  
CONTEMPT PETITION (L) NO. 4934 OF 2022  
IN  
INTERIM APPLICATION (L) NO. 5867 OF 2026**

**Mr. Digvijay R. Singh, for the Applicant/Plaintiff.**

**Mr. Kunal Bhangе, for the Respondents.**

**Mr. Sunil Khandagale i/b Ms. Komal Punjabi, for the  
Respondent No.3-BMC.**

**CORAM : SOMASEKHAR SUNDARESAN, J.**

**DATE : APRIL 15, 2026**

**ORDER :**

1. Pursuant to the orders passed on the last occasion, post-dated cheques for the next 18 months have been handed over in Court

today to the Advocates for the Petitioners. The Petitioners shall examine the same and confirm the accuracy of the post-dated cheques. Should there be any issue arising from the payment instruments received today, the same shall be highlighted in a written communication to the Advocates on record for the Alleged Contemnors.

2. An affidavit in conformity with the directions issued on the last occasion has been tendered across the bar and is taken on record. The Petitioners shall examine the same and give their inputs to the Court.

3. Stand over to ***April 27, 2026*** for further consideration.

4. The personal physical presence of the Alleged Contemnors is dispensed with for the next hearing, but it is expected that they shall attend the Court virtually through the online platform.

5. The Learned Advocate for the Alleged Contemnors also submits that he shall take instructions and indicate a fair and reasonable enhancement of the transit rent considering the sheer efflux of time since the agreement was executed. The inputs on the enhancement of the transit rent will be examined on the next date.

**INTERIM APPLICATION (L) NO. 5867 OF 2026**

6. Learned Advocate for the Applicant in Interim Application (L) No. 5867 of 2026 seeks to correct the reference to “2016” in prayer clause (a) of this Interim Application to “2018”.

7. This Application is simply to bring on record the sanctioned plan of 2012 and the plan 2018 (which had deviated from the earlier plan, to bring in commercial premises into the plan). Although the deviation in terms of bringing in commercial premises has now been abandoned (as confirmed to this Court on the last occasion), since the Application is merely to bring these two plans on record for them to form part of the record, the Interim Application is allowed. Re-verification is dispensed with. The requisite changes shall be effected at the Registry before the next date.

8. All actions required to be taken pursuant to this order shall be taken upon receipt of a downloaded copy as available on this Court’s website.

**[ SOMASEKHAR SUNDARESAN, J.]**