



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

**INTERIM APPLICATION (L) NO.6843 OF 2026**  
**IN**  
**SUIT (L) NO.6791 OF 2026**

Andheri Girls Education Society .. Applicant  
**IN THE MATTER BETWEEN:**  
Andheri Girls Education Society .. Plaintiff  
**Versus**  
Kamla Homes and Lifestyle Pvt. Ltd. And Ors. .. Defendants

- .....
- Mr. Anosh Sequeira a/w. M. Mehak Shah, Advocates i/by Avyaan Legal for Applicant / Plaintiff.
- .....

**CORAM : MILIND N. JADHAV, J.**

**DATE : MARCH 30, 2026**

**P.C.:**

- 1.** Mentioned out of turn.
- 2.** Heard Mr. Sequeira, learned Advocate for Applicant / Plaintiff..
- 3.** In view of the previous order passed Mr. Sequeira informs the Court that the neighbouring adjacent plot owner has filed its Affidavit but according to him there is no proper explanation forthcoming therein, *inter alia*, with respect to building of the compound wall inside the property of the Trust who is the Plaintiff.
- 4.** He would submit that in order to ascertain whether pursuant to collapse of the compound wall the neighbouring plot owner had constructed the compound wall as per the sanctioned plan it will have



to be determined by an independent Architect. He informs the Court that because of the development which is going on the portion of compound wall is now closed with *patra* shed in accordance with the provisions of the Mumbai Municipal Corporation. He would submit that the fact whether the compound wall has been correctly constructed demarcating the boundaries of the Plaintiff's property and property belonging to the neighbouring adjacent owner needs to be ascertained by appointing an independent architect to visit the suit property and ascertain the same. This submission is made in view of the inadequacy in the affidavit filed by the Defendant pursuant to directions given by this Court in the previous order.

**5.** The Defendants shall consider this order and apprise the Court on the next adjourned date when appropriate orders for appointment of independent architect shall be passed by the Court in order to ascertain and determine the extent of the area and the dispute between the parties.

**6.** Mr. Sequeira informs the Court that dispute is raised on the ground that whether the construction of the compound wall is constructed as per the Memorandum of Understanding dated 05.08.2024 between the parties.

**7.** Needless to state that it will also depend upon the sanctioned plan of the Defendants' adjacent property where construction is under



way.

**8.** Copy of this order shall be served on Defendant and Defendant shall apprise the Court accordingly.

**9.** Stand over to **06<sup>th</sup> April 2026**. To be listed under the caption 'For Directions'.

H. H. SAWANT

[ MILIND N. JADHAV, J. ]

HARSHADA  
HANUMANT  
SAWANT

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