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912\_carbpl\_11748\_2026 2026:BHC-OS:10597



IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION  
COMMERCIAL ARBITRATION PETITION (L) NO.11748 OF 2026

Harshal Enterprises

...Petitioner

V/s.

Saritagram Co-operative Housing  
Society Ltd. and Ors.

...Respondents

**Mr. Nirman Sharma** with *Mr. Pradeep Rane and Mr. Kishore Lawate i/b. Mr. Akshay R. Kapadia for the Petitioner.*

**Mr. Aseem Naphade** with *Mr. Induprakash Tripathi i/b. Mr. C.K. Tripathi for Respondent No.1.*

**Mr. Aditya Pratap** with *Mr. Vikash Rai, Mr. Rohan Mohanto & Mr. Prashant Punj Mishra i/b. M/s. Aditya Pratap Law Offices for Respondent No.2.*

CORAM: SANDEEP V. MARNE, J.

DATED: 16 APRIL 2026.

**P.C.:**

1) By order dated 10 April 2026 the Petition was directed to be listed on 29 April 2026 by granting time of two weeks to file affidavit-in-reply. It appears that Respondent No.2 is the lone dissenting member to the redevelopment process. The Petition is however, listed today on account of email sent by Respondent No.2 on 10 April 2026 to the Petitioner-Developer and the Society communicating that his brother



has vacated the possession of the premises on 23 March 2026. Since vacation of the flat is now documented in the form of email dated 10 April 2026, the Petitioner has sought urgent hearing of the present Petition as rent payable to the other members is suspended on account of Respondent No2 not handing over keys of the flat for demolition of the building.

2) Considering the urgency involved, Mr. Pratap, the learned counsel appearing for Respondent No.2 assures that affidavit-in-reply shall be served on the Petitioner and Respondent No.1-Society on or before 22 April 2026.

3) List the Petition under caption 'for circulation' on **23 April 2026.**

**[SANDEEP V. MARNE, J.]**