



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

**906 EXECUTION APPLICATION NO. 1741/2022
WITH
INTERIM APPLICATION NO. 2491/2025
IN
EXECUTION APPLICATION NO. 1741/2022**

**SUNIL SHANTILAL GOSAR AND ANR
VS
YASH BUILDERS AND ANR**

Adv. Malcolm Signaporita a/w. Adv. Kinjal Kakkad i/b. Adv. Jayesh R. Vyas for applicant.

Adv. Ryan Peter a/w. Adv. Tejas Dhotre i/b. Adv. Depali K. for judgment debtor.

Adv. Vaishali Bhilare, for respondent nos. 11 and 12.

Adv. A. A. Dalal i/b. Ms. Komal Punjabi for respondent – MCGM.

Mr. Milind Sawate – Sub Engineer, M/E Ward, BMC.

CORAM : RAJESH S. PATIL, J.

DATE : 19 DECEMBER 2025.

P.C. :

1. Learned counsel for the respondent-builder has tendered an affidavit dated 19 December 2025. The said affidavit is taken on record and the statements made therein are accepted as an undertaking to this Court.

1.1 However, learned counsel appearing for the decree holder submits that the affidavit tendered by the respondent is not as per the

direction given by this Court and in real sense timeline for completing construction has not been mentioned in the affidavit.

1.2 Mr. Peter submits that his client will file additional affidavit by next date of the hearing and mention in detailed the timeline for completion of the construction of the building.

2. Ms. Dalal, learned counsel for the Municipal Corporation submits that her officer from the Water Department is present before the Court and according to him, Rs.2,26,500/- amount is pending towards water charges from the builder.

2.1 Mr. Peter, learned counsel appearing for the Yash Builders submits that his client will look into the matter and if there is something due, he will clear the charges.

3. Stand over to **7/1/2026** in order to permit Yash Builders to comply with the directions given by this Court.

(Rajesh S. Patil, J.)