

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

**ORDINARY ORIGINAL CIVIL JURISDICTION
SUIT NO.929 OF 2013**

Khandelwal Engineering Company Ltd and anr. ... Plaintiffs.

Versus

Mahadeo Vithal Koli and ors. ... Respondents.

**WITH
NOTICE OF MOTION NO.51 OF 2014
WITH
NOTICE OF MOTION NO.1433 OF 2018
WITH
NOTICE OF MOTION (L) NO.44 OF 2019
WITH
NOTICE OF MOTION NO.1564 OF 2014
WITH
NOTICE OF MOTION NO.1677 OF 2017
WITH
NOTICE OF MOTION NO.296 OF 2018
IN
SUIT NO. 929 OF 2013
WITH
SUIT NO.1418 OF 2007
WITH
SUIT NO.980 OF 2016
WITH
NOTICE OF MOTION NO. 2848 OF 2016
WITH
NOTICE OF MOTION NO.615 OF 2018
WITH
NOTICE OF MOTION NO.614 OF 2018
IN
SUIT NO.980 OF 2016
WITH
CONTEMPT PETITION NO.4 OF 2024
IN
NOTICE OF MOTION NO.51 OF 2014
WITH
INTERIM APPLICATION (L) NO. 175 OF 2023
IN**

CONTEMPT PETITION NO. 4 OF 2024

Mr. Shriram Kulkarni i/b Mr. Swapnil Mhatre for Plaintiff in Suit No. 980 of 2016 and Suit No. 1418 of 2007 and for Defendant No.3 in Suit No.929 of 2013.

Mr. Ranveer Chapekar a/w Ms. Sameeksha Yadav i/b MDP Associates.

Ms. Sneha Panchmukh a/w Ms. Shweta Rathod i/b Elixir Legal Services for Defendants No.1 to 4.

CORAM : ABHAY AHUJA, J.

Date : 30th JULY 2025.

PC.:-

SUIT NO. 980 OF 2016 AND NOTICE OF MOTION NO.2848 OF 2016

- 1) This matter has been circulated under the caption 'for circulation' pursuant to the Praecipe dated 19th June, 2025.
- 2) When the matter is called out, Mr. Shriram Kulkarni, learned Counsel appearing for the Plaintiffs and the Applicants respectively in Suit No. 980 of 2016 and Notice of Motion No. 2848 of 2016 submits that the Defendants/Respondents No.5 and 6 are proceeding with the development and that this Court may restrain the said development in as much as the Defendants No.5 and 6 are seeking to do so in complete disregard and derogation of the rights of the Plaintiffs in this Suit.
- 3) Ms. Sneha Panchmukh, learned Counsel appears for Defendants No.3 and 4 and submits that she is supporting the application made by the Plaintiffs.

- 4) Upon a query from this Court as to whether the other Defendants/Respondents have been served, Mr. Kulkarni submits that Defendants No. 5 and 6 have been served, however, as regards the other Defendants, he seeks some time to take instructions.
- 5) Let instructions be taken with respect to the service of the Suit papers as well as the Notice of Motion and an appropriate affidavit of service be filed in this regard by the next date.
- 6) List on **3rd September, 2025**.
- 7) Liberty to apply.

(ABHAY AHUJA, J .)