

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

INTERIM APPLICATION NO.6332 OF 2025
IN
SUIT NO.190 OF 2025

Manorama Mukund Pandya
& Others .. Applicants.

In the matter between
Manorama Mukund Pandya
& Others .. Plaintiffs.

v/s.
Pushpa Hasmukh Rawal
& Others .. Defendants.

Adv. Aloukik R. Pai with Adv. Kashmira B. and Adv. Rishabh D. Shanbhag,
for the Applicants/Plaintiffs.

Adv. S. G. Bhandary i/b. Bhandary & Bhandary, for Defendant Nos. 1 & 2.
Adv. Preet Chheda with Adv. Viral Amin, Adv. Yash Oza and Adv. Sujit
Upadhyay i/b. M/s. B. Amin & Co., for Defendant No.9.

CORAM: FIRDOSH P. POONIWALLA,J.
DATE : 15th DECEMBER, 2025.

P. C:-

1 By an Order dated 30th September, 2025, this Court had
granted ad-interim reliefs in terms of prayer clause (e) of the Interim
Application which reads as under:-

*“(e):- Pending hearing and final disposal of the
present suit, this Hon’ble Court be pleased to pass an
order of temporary injunction thereby restraining the
Defendant Nos. 1 to 3 and 9, and/or their
representatives, servants and agents, and/or any*

person claiming by, through, under all or any of them, howsoever and whomsoever from them from proceeding with the redevelopment of the suit property more particularly described at Exhibit – A hereto to the exclusion of the Plaintiffs on such terms and conditions as this Hon'ble Court may deem fit and proper”.

The said order has been continued till today.

2 Today, the learned Counsel appearing on behalf of Defendant No.9-Society states that the said order is coming in the way of Defendant No.9-Society in proceeding ahead with the redevelopment.

3 In these circumstances, it is clarified that the said order does not prevent Defendant No.9-Society from going ahead with redevelopment as long as the Plaintiff is allow to participate in the process of redevelopment.

4 All notices and correspondence regarding any steps taken in redevelopment will be issued to the Advocate for the Plaintiff as well as to the Constituted Attorney of the Plaintiff – Sultana Bawani. The same will also be issued to the Advocate for Defendant Nos. 1 and 2.

5 Further, as far as Defendant Nos. 1 and 2 are concerned, the learned Counsel appearing on behalf of Defendant Nos. 1 and 2 states that Defendant Nos. 1 and 2 are in occupation of the suit property and that they will not create any third party rights in respect of the suit property.

6 The statement that Defendant Nos. 1 and 2 will not create

any third party rights in respect of the suit property is accepted as an undertaking given to this Court.

7 In the light of the aforesaid, no further ad-interim reliefs are required to be granted.

8 Place the Interim Application for hearing on 12th January, 2026.

(FIRDOSH P. POONIWALLA,J.)