

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

**WRIT PETITION NO. 3802 OF 2022
IN
INTERIM APPLICATION NO. 3833 OF 2022
WITH
INTERIM APPLICATION NO. 5007 OF 2022
IN
WRIT PETITION NO. 3802 OF 2022**

Dr A. Riyaz Kitabwala .. Petitioner

Versus

Ashrafi Builders and Developers .. Respondents

...

Ms Nakhat A. R. Kitabwala, for the Petitioner.

Ms Aparna Kalathil i/by P G. Lad, for Respondent No. 2-
MHADA.

...

**CORAM: BHARATI DANGRE &
MANJUSHA DESHPANDE, JJ.
DATED : 16th FEBRUARY, 2026**

P.C:-

1. Despite repeated service of notice upon Respondent No. 1, there is no appearance.

The learned counsel for the Petitioner has pointed out to us the efforts taken to serve the notice upon the Respondents and through the affidavit of service.

We issue a fresh notice to be served upon Respondent No.1, indicating the next date of hearing to be **09.03.2026**.

Rushikesh

In addition to the Court notice, the notice is also permitted to be served through private mode of service with an affidavit of service being filed on record.

Re-notify to **09.03.2026**.

(**MANJUSHA DESHPANDE, J.**)

(**BHARATI DANGRE, J.**)