



Jose

IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO.419 OF 2026 (F)

IN

WRIT PETITION NO.3311 OF 2025 (F)

ANTONIO ALIAS BONY MASCARENHAS

ALIAS BONIFACO MASCARENHAS AND ANR

... APPLICANT

Versus

MARY BETTY DSOUZA AND 4 ORS

... RESPONDENTS

Mr. J. P. Mulgaonkar, Senior Advocate with Ms. Asmita Tirodkar, Advocate for the Applicant.

Mr. Gaurish Agni, Advocate for the Respondents.

CORAM:- DR. NEELA GOKHALE, J.

DATED :- 17th April, 2026

P.C.:

1. Mr. Gaurish Agni, learned Counsel, on instructions, states that the Petitioners are not desirous of perpetuating a quarrel between the family members. He has fairly conceded that the entire dispute can be resolved by mutual agreement.

2. In view of the aforesaid statement made by Mr. Agni, the parties agree to participate in mediation proceedings and attempt to settle their matter amicably.

3. Mr. V. A. Lawande, learned Advocate, is appointed as a Mediator to mediate between the parties in the present petition. The Mediator

shall communicate to the parties the date on which the parties will present themselves before him at the first instance. The Mediator shall give a report of the mediation on 30th April, 2026.

4. In the meantime, it is made clear that the Respondents are permitted to enter their share of the house as per the partition done in view of the order impugned passed in the execution proceedings.

5. Needless to state that the physical status of the house shall remain as it exists today. Parties will endeavour not to disturb the peace, considering that there is a mediation ongoing.

6. Mr. Mulgaonkar, learned Senior Counsel, on instructions, also states that the access of the Petitioners to the toilet will not be blocked pending the present petition.

7. List on 30th April, 2026.

DR. NEELA GOKHALE, J.