



Swapnil

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 2243 OF 2019**

Sultan Ahmad Haji Ahmed Bux Qureshi. ...Petitioner

Vs.

Hasan Kazim Kazemi and Anr. ...Respondents

Mr. Sanjay P. Shinde for the petitioner.

Mr. Nishant Vyas a/w. Mr. Zain A. K. Najam-Es-Sani i/b. Mr.

R. A. K. Najam-Es-Sani for respondent no.1.

CORAM : GAURI GODSE, J.

DATE : 16th SEPTEMBER 2026

ORDER :

1. This writ petition is filed by the original plaintiff, i.e. the landlord to challenge the order passed by the trial court directing deposit of the amount towards the arrears of rent.

The impugned order is passed in a review application filed by the defendant seeking review of the order passed by the trial court on an application filed by the plaintiff directing the defendant to deposit the amount.

2. By the impugned order the trial court has reviewed its own order and modified the amount of monthly rent as per the judgment passed in the standard rent application. The

order passed in the standard rent application is not challenged by the plaintiff. The suit is still pending on the ground of default and *bona fide* requirements including other grounds. Hence, at this stage, I do not find it necessary to invoke the discretionary jurisdiction under Article 227 of the Constitution of India to interfere with the impugned order. The impugned order is an interim order directing the payment of rent.

3. It is, thus, clarified that the suit shall be decided on its own merits by the trial court uninfluenced by the observations in the impugned order.

4. The writ petition is disposed of in the aforesaid terms.

[GAURI GODSE, J.]