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

CHAMBER SUMMONS NO.20 OF 2015
IN
WRIT PETITION NO.1355 OF 2014.

Benkuverbai & Jekuverbai Harjivandas
Dharsi Kapol Niwas Trust

.. Applicant,

In the matter between

Radhakrishna Co-op Housing
Soc. Ltd and anr
V/s.

.... Petitioner

State of Maharashtra and ors

.... Respondents

Mr. Raju Z. Moray, I/by Mr. Sagar A. Rane, for the Applicant in Chamber Summons.

Ms. Reena Salunkhe, for the petitioner.

Mr. P.G. Lad, for respondent Nos 2 to 4.

CORAM : S.C. DHARMADHIKARI &
DR. SHALINI PHANSALKAR-JOSHI, JJ.

DATE : 2nd MAY, 2016.

P.C. :

1. Heard both sides and finding that the presence of the applicant will assist the Court to effectively and completely resolve the controversy, so also to avoid multiple litigation on the same cause of action, we grant the Chamber Summons. It is made absolute in terms of prayer clauses (a). However, it will be without prejudice to the rights and

contentions of the petitioner and particularly the claim with regard to the right, title and interest in the immovable property. All contentions in that regard are kept open.

2. The amendment to be carried out within a period of two weeks from the date of receipt of copy of this order.

[DR. SHALINI PHANSALKAR-JOSHI, J.] [S.C. DHARMADHIKARI, J.]