



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION**

**MISCELLANEOUS CIVIL APPLICATION NO.140 OF 2023**

**KEVIN ARVIND SHAH** )...APPLICANT  
V/s.  
**MS ISH HOMES PVT. LTD** )...RESPONDENT

**WITH**

**MISCELLANEOUS CIVIL APPLICATION NO.142 OF 2023**

**KALPESHKUMAR PARMANAND DAVE** )...APPLICANT  
V/s.  
**MS ISH HOMES PVT. LTD** )...RESPONDENT

**WITH**

**MISCELLANEOUS CIVIL APPLICATION NO.141 OF 2023**

**RATANDEEP DEEPAK SHANKAR** )...APPLICANT  
V/s.  
**MS ISH HOMES PVT. LTD** )...RESPONDENT

**WITH**

**MISCELLANEOUS CIVIL APPLICATION NO.170 OF 2023**

**SMITA SAKHARAM AROSKAR** )...APPLICANT  
V/s.  
**MS ISH HOMES PVT. LTD** )...RESPONDENT

**WITH**

**MISCELLANEOUS CIVIL APPLICATION NO.179 OF 2023**

**RAVIPRAKASH RAGHUNATH BHANDGE** )...APPLICANT  
V/s.  
**MS ISH HOMES PVT. LTD** )...RESPONDENT

**WITH**

**MISCELLANEOUS CIVIL APPLICATION NO.172 OF 2023**

**VIJAY LAKSHMINARAYAN SHUKLA** )...APPLICANT  
V/s.  
**MS ISH HOMES PVT. LTD** )...RESPONDENT

**WITH**

**MISCELLANEOUS CIVIL APPLICATION NO.175 OF 2023**

**BHARGAV DAMODAR BHOSALE** )...APPLICANT  
V/s.  
**MS ISH HOMES PVT. LTD** )...RESPONDENT

**WITH**

**MISCELLANEOUS CIVIL APPLICATION NO.178 OF 2023**

**SUBHASH PARMESHWAR GUPTA** )...APPLICANT  
V/s.  
**MS ISH HOMES PVT. LTD** )...RESPONDENT

**WITH**

**MISCELLANEOUS CIVIL APPLICATION NO.174 OF 2023**

**SHOBHANA SAKHARAM AROSKAR** )...APPLICANT  
V/s.  
**MS ISH HOMES PVT. LTD** )...RESPONDENT

**WITH**

**MISCELLANEOUS CIVIL APPLICATION NO.177 OF 2023**

**GORAKHPRASAD MADANLAL GUPTA** )...APPLICANT  
V/s.  
**MS ISH HOMES PVT. LTD** )...RESPONDENT

**WITH**

**MISCELLANEOUS CIVIL APPLICATION NO.169 OF 2023**

**RAJENDRA KRISHNAKANT BHAT** )...APPLICANT  
V/s.  
**MS ISH HOMES PVT. LTD** )...RESPONDENT

**WITH**

**MISCELLANEOUS CIVIL APPLICATION NO.176 OF 2023**

**ABHIJEET ASHOK DUDHWADKA** )...APPLICANT  
V/s.  
**MS ISH HOMES PVT. LTD** )...RESPONDENT

**WITH**

**MISCELLANEOUS CIVIL APPLICATION NO.171 OF 2023**

**SMITA SAKHARAM AROSKAR** )...APPLICANT  
V/s.  
**MS ISH HOMES PVT. LTD** )...RESPONDENT

**WITH**

**MISCELLANEOUS CIVIL APPLICATION NO.168 OF 2023**

**DEVENDRA SAKHARAM AROSKAR** )...APPLICANT  
V/s.  
**MS ISH HOMES PVT. LTD** )...RESPONDENT

**WITH**

**MISCELLANEOUS CIVIL APPLICATION NO.173 OF 2023**

**GHANSHYAM CHOTELAL MISHRA** )...APPLICANT  
V/s.  
**MS ISH HOMES PVT. LTD** )...RESPONDENT

Mr. Sunip Sen i/by Mr.Tanvir Shaikh, Advocate for the Applicants in MCAs No.140/2023, 142/2023, 141/2023, 170/2023, 172/2023, 175/2023, 174/2023, 169/2023, 171/2023 and 168/2023.

Mr. S. A. Jabbar, Advocate for the Applicant in MCA/176/2023.

Mr. K. C. Pandey, Advocate for the Applicant in MCA/173/2023.

Ms. Ankita i/b Mr.Subhash Bane, Advocate for the Applicants in MCAs No.177/2023, 178/2023 and 179/2023.

Ms. Shruti Tulpule i/by Ms. Ketki Gadkari, Advocate for the Respondent no.1 in all 15 MCAs.

**CORAM : ABHAY AHUJA, J.**  
**DATE : 19<sup>th</sup> October, 2023**

**P.C. :**

1. When the matter is called out, Mr. Sen, learned Counsel for the Plaintiff in these Applications informs the Court that the Applications filed before the Small Cause Court for consolidation of the Trial Court proceedings as well as the Appeals in view of office order No. 37 of 11 dated 28<sup>th</sup> February, 2011 has just been dismissed by the learned Chief Judge of the Small Causes Court, which dismissal, the Applicants have instructions to challenge.

2. In this view of the matter, Mr. Sen, on instructions, seeks to withdraw these Applications. Applications are allowed to be withdrawn and are disposed of accordingly.

3. All contentions are kept open.

**(ABHAY AHUJA, J.)**