

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

**APPEAL FROM ORDER NO. 1031 OF 2023
WITH
INTERIM APPLICATION NO. 18067 OF 2023**

Sadhana Jayesh RaichuraAppellant

V/s.

Rise2Sky Developers LLP and anr.Respondents

**WITH
APPEAL FROM ORDER NO. 1032 OF 2023
WITH
INTERIM APPLICATION NO. 18069 OF 2023**

Dinesh Damji GamiAppellant

V/s.

Rise2Sky Developers LLP and anr.Respondents

**WITH
APPEAL FROM ORDER NO. 1033 OF 2023
WITH
INTERIM APPLICATION NO. 18070 OF 2023**

Valiben Ganesh Minat, Thr. POA

Ganesh Hirji MinatAppellant

V/s.

Rise2Sky Developers LLP and anr.Respondents

WITH
APPEAL FROM ORDER NO. 1034 OF 2023
WITH
INTERIM APPLICATION NO. 18071 OF 2023

Veliben Khetshi ChamariyaAppellant
V/s.
Rise2Sky Developers LLP and anr.Respondents

WITH
APPEAL FROM ORDER NO. 1035 OF 2023
WITH
INTERIM APPLICATION NO. 18073 OF 2023

Vinod Khetshi ChamariyaAppellant
V/s.
Rise2Sky Developers LLP and anr.Respondents

WITH
APPEAL FROM ORDER NO. 1036 OF 2023
WITH
INTERIM APPLICATION NO. 18075 OF 2023

Kanji Vishram PatelAppellant
V/s.
Rise2Sky Developers LLP and anr.Respondents

WITH
APPEAL FROM ORDER NO. 1037 OF 2023
WITH
INTERIM APPLICATION NO. 18076 OF 2023

Tusharkumar Jayantilal Gada

....Appellant

V/s.

Rise2Sky Developers LLP and anr.

....Respondents

WITH

APPEAL FROM ORDER NO. 1038 OF 2023

WITH

INTERIM APPLICATION NO. 18077 OF 2023

Ida Fernandes, Thr. POA Stany Michael Tauro

....Appellant

V/s.

Rise2Sky Developers LLP and anr.

....Respondents

WITH

APPEAL FROM ORDER NO. 1039 OF 2023

WITH

INTERIM APPLICATION NO. 18078 OF 2023

Ganesh Hirji Minat

....Appellant

V/s.

Rise2Sky Developers LLP and anr.

....Respondents

Ms. Jainy Rughani i/by. P. Vas & Co., for the Appellants.

CORAM : SANDEEP V. MARNE, J.

Dated : 22 December 2023.

P.C. :

1. A praceipe is moved for speaking to the minutes of Order dated 19 December 2023. It is pointed out that para-1 of the order inadvertently mentions the name of 'Mr. Karl Tamboly' as the learned counsel for the Appellants when infact he appeared for Respondent No.1. It is submitted that Mr. J.S. Kini had appeared for Appellants and had sought leave to withdraw the Appeals.
2. The name of 'Mr. Karl Tamboly' be substituted with 'Mr. Kini'.
3. Necessary corrections be carried out and the order be read accordingly.

SANDEEP V. MARNE, J.

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Thr. POA Ganesh Hirji Minat ...Appellant
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IN

APPEAL FROM ORDER NO.1039 OF 2023

Ganesh Hirji Minat ...Appellant

vs.

Rise2Sky Developers LLP And Anr. ...Respondents

....

Mr. J.S. Kini, a/w. Mr. Aum Kini, i/b. Sapna Krishnappa, for the Appellants.

Mr. Karl Tamboly, a/w. Mr. Nitin G. Raut, Mr. Darryl Vas and Ms. Jainy
Rughani, i/b. P. Vas & Co., for Respondent No.1.

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CORAM : SANDEEP V. MARNE, J.

DATE : 19th DECEMBER 2023

P.C. :

1. Mr. Kini, the learned Counsel appearing for the Appellants, on instructions, seeks leave to withdraw the appeals with liberty to file appropriate application before the City Civil Court to seek interim injunction in view of the sanction to the amended plans granted by the Municipal Corporation on 16th October 2023.

2. Reserving the liberty so prayed for, the appeals are disposed of.

3. In view of the disposal of the appeals, nothing survives in the interim applications filed therein and the same are disposed of.

(SANDEEP V. MARNE, J.)

Note : Corrections are carried out in para-1 of the order pursuant to speaking to the minutes order dated 22 December 2023.

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