

Chaitali Ekke

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

APPEAL NO. 78 OF 2023
IN
INTERIM APPLICATION (St.) No.25526 OF 2022

Harsh Kumar Singh

Appellant
...(Org. Defendant No.2)

Versus

Kandivali Heeraji Bhavan CHSL and Ors.

...Respondents

....

Mr. Declan Fernandez i/b Mr. Purazar Fouzdar, Advocate for Appellant.
Mr. Naushad Engineer a/w Mr. Sharad Bansal i/b Mr. Dharmesh Jain,
Advocate for Respondent No.1.
Ms. K.H. Mastakar, for Respondent No.3-MCGM.

....

CORAM : K. R. SHRIRAM &
RAJESH S. PATIL, JJ.

DATED : 24th April 2023

P.C.:

1 The impugned order records the despicable conduct of Appellant. There is nothing to indicate that what the learned Single Judge has recorded in the order is incorrect. The Counsel does not even say that Appellant who is Defendant No. 2 in the suit did not commit breach of the ad-interim order.

2 In the circumstances, we see no reason to interfere. Appeal dismissed.

3 Mr. Engineer is pressing for costs. Appellant to pay a sum of Rs. 1,00,000/- as costs to Respondent No.1-Society, and the amount shall be paid within two weeks from today.

(RAJESH S. PATIL, J.)

(K. R. SHRIRAM, J.)