

Ajay

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

WRIT PETITION NO. 3865 OF 2024

Bhavin Jayant Soni and Ors.

.. Petitioners

Versus

Anil Nandlal Kainya

.. Respondent

-
- Mr. Anuj N. Narula a/w. Ms. Meena Bhatta i./by Jhangiani Narula and Associates, Advocate for Petitioners.
 - Mr. Girish Kedia a/w. Mr. Krushang Kedia, Advocates for Respondent.
-

CORAM : MILIND N. JADHAV, J.

DATE : JULY 08, 2024.

P.C.:

1. Heard Mr. Narula, learned Advocate for Petitioners and Mr. Kedia, learned Advocate for Respondent.

2. I have perused the impugned order with the able assistance by both the learned Advocates. *Prima facie*, this Court is not in a position to disturb and interfere with the impugned order. However, in the interest of justice this Court is giving an olive branch to the Petitioners and has called upon the Advocate for Petitioners to take appropriate instructions as to whether they would be in a position to deposit Rs.35 lakhs in place of the deposit ordered by the Trial Court. This Court shall also consider granting time to deposit the said amount, upon which the Petition can be then partly allowed and not

otherwise.

3. Mr. Narula would submit that he may require some time to take appropriate instructions.

4. Stand over to **22nd July, 2024.**

5. It is clarified that this Writ Petition shall not be adjourned any further and appropriate orders shall be passed to dispose the same on the next adjourned date considering the issue involved in the present Writ Petition.

[MILIND N. JADHAV, J.]

Ajay

AJAY
TRAMBAK
UGALMUGALE

Digitally signed
by AJAY
TRAMBAK
UGALMUGALE
Date: 2024.07.09
11:17:34 +0530