Sumedh

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.464 OF 2024
WITH
INTERIM APPLICATION NO.9642 OF 2024

Omkar Co-operative Housing
Society Limited & Ors. ... Appellants
V/s.
Raheja Excelsior C.H.S. Ltd. & Ors. ... Respondents

WITH
APPEAL FROM ORDER NO.508 OF 2023
WITH
INTERIM APPLICATION NO.13078 OF 2023

Mr. Cherag Balsara a/w. Adv. Nishant Chothani, Adv. Manan Jaiswal i/by MLS Vani & Associates for the Appellant in AO/464/2024.
Ms. Neeta Jadhav i/by Adv. Komal Punjabi for the Respondent-BMC.
Mr. Joel Carlos, for the Respondent in AO/464/2024 and for the Appellant in AO/508/2023.

CORAM : KAMAL KHATA, J.

DATED : 9TH DECEMBER 2025.

P.C. :

APPEAL FROM ORDER NO.464 OF 2024

1. Having heard the views expressed by the Court upon hearing the Advocates at some length, the Advocate for the Appellant seeks leave to withdraw the Appeal.

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2. At the request of the Advocate for the Appellant the Trial Court is directed to dispose of the motion preferably within a period of six months from today without being influenced by any Order passed in Appeal from Order No.508 of 2023.

3. The Appeal from Order No.464 of 2024 is disposed of as withdrawn without delving into the matter and keeping open all the contentions of both parties.

4. In view of the disposal of the Appeal from Order, Interim Application No.9642 of 2024 does not survive and same is also disposed of.

APPEAL FROM ORDER NO.508 OF 2023

5. List the matter on 7th January 2026.

(KAMAL KHATA, J.)