

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

**WRIT PETITION NO. 513 OF 2025**

SANTOSH  
SUBHASH  
KULKARNI

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SANTOSH SUBHASH  
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Date: 2025.01.14  
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Ujwala @ Vijaya Pravin Jagdale and anr. ...Petitioners

**Versus**

Narayan Pandurang Gharge and ors. ...Respondents

Mr. Gautam Kanchanpurkar, for the Petitioners.

**CORAM: N. J. JAMADAR, J.  
DATED: 10<sup>th</sup> JANUARY, 2025**

**PC:-**

1. Heard the learned Counsel for the petitioners.
2. The learned Counsel for the petitioners seeks leave to amend the petition.

Leave to amend.

3. Necessary amendment be carried out forthwith.
4. The challenge in this petition is to an order dated 10<sup>th</sup> December, 2024 passed by the learned District Judge-1, Vita, District Sangli, in MCA/241/2024, whereby the learned District Judge has allowed the appeal preferred by the respondents and quashed and set aside the order dated 27<sup>th</sup> October, 2023 of injunction granted by the trial court in RCS/115/2023.

5. The learned Counsel for the petitioners submits that the learned District Judge has, however, stayed the operation of the impugned order dated 10<sup>th</sup> December, 2024 for the period of one month, which expires today.

6. Since the trial court has granted the injunction and the said order has been set aside by the Appeal Court and the stay granted earlier, continues to operate till date, it may be expedient to issue notice to the respondents and, in the meanwhile, continue the stay to the operation of the impugned order.

7. Hence, the following order:

**: O R D E R :**

- (i) Issue Notice to the respondents, returnable on 7<sup>th</sup> February, 2025.
- (ii) In addition to notice through Court, the petitioners are at liberty to serve the respondents by private service and file affidavit of service.
- (iii) In the meanwhile, the stay granted by the District Court to the impugned order shall continue to operate till next date.

**[N. J. JAMADAR, J.]**