

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5405 OF 2025

Onkar Co-operative Housing Society Ltd.
(Proposed) and anr.

...Petitioners

Versus

Sai Shraddha Co-op Hsg. Society Ltd. and
ors.

...Respondents

SANTOSH
SUBHASH
KULKARNI

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Mr. Pankaj Das, a/w Richa Singh, for the Petitioners.

Ms. Ankita Dwivedi, for Respondent No.2.

Mr. Hamid Mulla, AGP for the State, for Respondent No.4.

CORAM: N. J. JAMADAR, J.

DATED: 22nd APRIL, 2025

Order:-

1. Heard the learned Counsel for the petitioners.
2. The challenge in this petition is to an order dated 3rd April, 2025 passed by the learned Judge, City Civil Court, whereby a draft Chamber Summons taken out by the petitioners to seek amendment in the plaint when the matter was closed for judgment, came to be disposed.
3. The learned Counsel for the petitioners submitted that the petitioners subsequently came across a letter addressed by the MHADA to the State Government seeking cancellation of the allotment of the subject plot in favour of the decree-holder in SC Suit No.470 of 1993. The learned Judge, City

Civil Court, was of the view that the parties have led extensive evidence for years together and the application was preferred when the matter was closed for pronouncement of judgment.

4. The impugned order is impeccable. It does not warrant any interference in exercise of supervisory jurisdiction.

5. The petition stands dismissed.

[N. J. JAMADAR, J.]