

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 11895 OF 2025

Prasad Dattajirao Patil

...Petitioner

Versus

M/s Chaudhari Construction Company and
Ors.

...Respondents

Mr. Chetan Kapadia, Senior Advocate, a/w Mr. Mandar
Goswami, Mr. Sachin Nerkar and Mr. Siddhant
Choudhari, for the Petitioner.

CORAM: N. J. JAMADAR, J.

DATED: 15th SEPTEMBER, 2025

PC:-

1. Heard the learned Counsel for the petitioner.
2. An arguable question is raised, as to whether the petitioner could have been impleaded as a party defendant to the suit in the face of the order passed by this Court in WP/2205/2020 dated 7th May, 2024 setting aside an earlier order passed by the trial Court impleading the petitioner as a party defendant in the individual capacity?
3. Issue notice to the respondents, returnable on 3rd November, 2025.

4. In addition to notice through Court the petitioner is at liberty to serve respondent Nos.1 to 3 by private service and file an affidavit of service.

5. In the meanwhile, Special Civil Suit No.689 of 2016 shall nor proceed qua the petitioner – defendant No.2.

[N. J. JAMADAR, J.]