



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

**INTERIM APPLICATION NO.2726 OF 2025
IN
CIVIL REVISION APPLICATION NO.345 OF 2022**

Shivaji Babaji Pawar ... Applicant
versus
Harbhajansingh Baxisingh Ajimal and Ors. ... Respondents
WITH
CIVIL REVISION APPLICATION NO.345 OF 2022

Mr. Kamalakar L. Koli for Applicant.
Mr. Harbhajansingh B. Ajimal Respondent No.1 present in person.

CORAM: N.J.JAMADAR, J.

DATE : 26 JUNE 2025

P.C.

1. Heard the learned Counsel for the Applicant and the Respondent No.1, who is present in person.
2. The Applicant has preferred this application to implead the Deputy Collector (Enc/Rem), Malad, Mumbai, as a party Respondent to this Application to resolve the question as to whether the suit property is a slum.
3. The Competent Authority was not a party in the proceedings initiated by the Respondents – Landlord for the eviction of the Applicant – Defendant. It is for the parties to establish the facts asserted and denied in the pleadings even with regard to the suit premises being a slum or not. The Competent Authority, therefore, cannot be impleaded as a party in the CRA.

4. Interim Application stands dismissed.

CRA NO.345 OF 2022

5. The Respondent – landlord has furnished a statement which indicates that a sum of Rs.1,72,579.60 is due and payable towards the arrears of rent.

6. The Applicant shall deposit the said amount of Rs.1,72,579.60 on or before 4 July 2025.

7. Stand over to 7 July 2025.

8. In the meanwhile, the Executing Court shall defer the proceedings beyond 7 July 2025.

(N.J.JAMADAR, J.)