

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
CONTEMPT PETITION NO. 16 OF 2025
IN
NOTICE OF MOTION NO. 1064 OF 2017
IN
SUIT NO. 354 OF 2017

Shri Kedarnath Co-op. Housing Society Ltd. & Ors. ...Petitioners

Versus

R. K. Builders & Ors. ...Respondents

WITH
INTERIM APPLICATION (L) NO. 10809 OF 2025
WITH
NOTICE OF MOTION NO. 1826 OF 2017

Mr. Aadil Parsurampur a/w Ms Pragya i/b M/s Legal Vision for Petitioners.

Mr. Sahil Saiyed for Respondent Nos. 1A to 1D.

Mr. Sunil Khandagale a/w Mr. Apurva Dalal i/b Ms Komal Punjabi for
Defendant Nos. 5 to 8 BMC.

CORAM : ARIF S. DOCTOR, J.

DATE : 1st December, 2025

P.C.

1 The matter was placed today for compliance.

2 Learned Counsel appearing for the Respondent Nos. 1(a) to 1(d)
(Developers) has filed a compliance affidavit. Paragraph 4 of the compliance
affidavit reads as under:

*"4. We shall not object against the members of the Plaintiff Nos. 1 to 4
parking a minimum of 10 cars in the R.G. area and utilizing the currently*

open and accessible entrance gate as reflected in the sanctioned plans in terms of the undertaking given by the Plaintiffs as recorded in paragraph 4 of the Order dated 29th March 2019. We say that this permission is granted subject to the cars being removed within 24 hours of permission being granted by the municipal authorities to us and/or R.K. Builders to construct proposed building no. 4 at the said property."

3 Mr. Saiyed for the Respondent Nos.1A to 1D however, clarifies that the aforesaid 10 car parking shall be treated as a maximum 15 car parking. Mr. Parsrampururia submits that this is acceptable to the society. It is thus, clarified that the society members shall be entitled to park not more than 15 cars in the R.G. area, on the same terms and conditions that were applicable to them recorded in the order dated 29th March 2019.

(ARIF S. DOCTOR, J.)