

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

INTERIM APPLICATION NO. 253 OF 2025
IN
NOTICE OF MOTION NO. 1213 OF 2017

Vighnaharta Builders and Projects Pvt. Ltd.	...Applicant
<u>In the matter between</u>	
Ashok S. Kothari	...Plaintiff
V/s.	
Vighnaharta Builders and Projects Pvt. Ltd.	...Defendant

WITH
SUIT NO. 394 OF 2017
WITH
NOTICE OF MOTION NO. 1213 OF 2017
IN
SUIT NO. 394 OF 2017

Mr. Aditya P. Shirke for the Applicant/Defendant
Mr. Tejas Agarwal and Mr. Harsh Shah i/b I. C. Legal for the Plaintiff.

CORAM : ABHAY AHUJA, J.
DATE : 25th FEBRUARY, 2025

P.C. :

1. This Interim Application seeks modification of order / direction dated 7th April, 2017 in the Notice of Motion No.1213 of 2017 in Suit No. 394 of 2017.

2. Mr. Shirke, learned Counsel appearing for the Applicant submits that in lieu of vacation of the status-quo order, his client is willing to

secure an area totally admeasuring approximately 6347 sq. ft. RERA carpet area equivalent to approximately 6733 sq. ft. built-up area situated on the 11th and 12th floors in the sale component of the suit project and that the status-quo can continue with respect to the said area.

3. Mr. Agarwal, learned Counsel appearing for the Respondent/original Plaintiff seeks some time to take instructions and if necessary, file a reply.

4. Let reply be filed within a period of two weeks with copy to others. Rejoinder in a week thereafter with copy to others. List on **17th March, 2025.**

(ABHAY AHUJA, J.)