



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

916 WRIT PETITION NO. 3375 OF 2026

SHRIRANG DATTATRAY KHIRSAGAR
VERSUS
SHANTABAI DATTATRAY KSHIRSAGAR AND OTHERS

...
Ms. Madhaveshwari S. Mhase – Advocate for Petitioner
...

CORAM : S. G. CHAPALGAONKAR, J.
DATE : 01.04.2026

PER COURT :

1. Heard learned Counsel for petitioner.
2. Learned Counsel for petitioner submits that petitioner/defendant has been suffering due to prolonged pendency of the suit. It is further submitted that one of the defendants, who failed to file a written statement, has now been permitted to file the same after a delay of ten (10) years. It is contended that the matter would be relegated to the stage of framing of issues and though costs of Rs.10,000/- have been awarded, the same are in favour of plaintiff and not the present petitioner/defendant, who is the sufferer in view of the injunction order operating against him.
3. In light of submissions advanced, issue notice to respondent Nos.2 to 6, returnable on 29.04.2026.

4. In addition to Court service, the petitioner shall be at liberty to serve the aforesaid respondents by any other alternate mode as is permissible under law and file affidavit of service before returnable date.

[S. G. CHAPALGAONKAR]
JUDGE

Pooja Kale/