

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO. 419 OF 2017

Mr. Bhagwan Nivrutti Khade

...Appellant

Versus

Shri Baburao Laxman Sankhe

(Deceased) Thr.Lrs.Smt.

Bharati Baburao Sankhe And Ors.

...Respondents

WITH

INTERIM APPLICATION (ST) NO.10860 OF 2022

WITH

INTERIM APPLICATION NO.11834 OF 2024

WITH

INTERIM APPLICATION NO.11839 OF 2024

WITH

CIVIL APPLICATION NO.16 OF 2023

IN

APPEAL FROM ORDER NO. 419 OF 2017

WITH

APPEAL FROM ORDER NO.420 OF 2017

WITH

INTERIM APPLICATION NO.11835 OF 2024

WITH

INTERIM APPLICATION NO.11837 OF 2017

WITH

INTERIM APPLICATION NO.11841 OF 2024

WITH

CIVIL APPLICATION NO.17 OF 2023

IN

APPEAL FROM ORDER NO.420 OF 2017

WITH

APPEAL FROM ORDER NO.421 OF 2017

WITH

CIVIL APPLICATION NO.18 OF 2023

WITH

INTERIM APPLICATION NO.11836 OF 2024
WITH
INTERIM APPLICATION NO.11838 OF 2024
IN
APPEAL FROM ORDER NO.421 OF 2017

Mr. Piyush Todkar, for the Appellants in all AO.

Mr. Nitin Gangal i/b Prapti Karkera, for Respondent Nos. 1 to 5 in all AO.

CORAM : ARIF S. DOCTOR, J.

DATE : 28th JANUARY, 2026

P.C.

INTERIM APPLICATION NO.11841 OF 2024

1. The present Interim Applications seeks the reliefs:

- "a) *This Hon'ble Court be pleased to condone the delay of 169 days in filing the present Interim Application.*
- b) *This Hon'ble Court be pleased to add the Applicants as Appellant No 1/1 to 1/4 in the Appeal from Order No. 420 of 2017.*
- c) *Pending the hearing and final disposal of this Interim Application this Hon'ble court be pleased to stay the further proceeding of RCS no. 100/1992, 104/1992 and 107/1992 as also any fresh survey or joint survey as per order dated 13/07/2017 passed by this Hon'ble Court."*

2. Mr. Todkar, learned counsel for the Appellants submits that he is not pressing prayer clause (c) and is confining the application only to implead the Applicants as Appellant Nos.1/1 to 1/4 in place and in stead of the original Appellants. To this, there is no opposition by learned counsel for the Respondents.

3. Hence, the Interim Application is allowed in terms of prayer clauses (a) and (b) and dismissed as not pressed in terms of prayer clause (c).

4. Amendment to be carried out within a period of two weeks from today.

Amended copy to be served on the Respondents.

5. Stand over to **18th February 2026**.

[ARIF S. DOCTOR, J.]