

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

WRIT PETITION NO. 17798 OF 2025

Umakant Dattatray Ambikar and ors. ...Petitioners

Versus

Bhaskar Wamanrao Kulkarni (Kekane) and
ors. ...Respondents

Mr. Vivek Rane, i/b Paras Yadav, for the Petitioners.

CORAM: N. J. JAMADAR, J.

DATED: 13th JANUARY, 2026

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PC:-

1. Heard the learned Counsel for the petitioners.
2. The petitioner has filed this petition seeking the setting aside of the order dated 14th June, 2024, on an application (Exhibit-73) filed by the petitioners – defendant Nos.13 to 15 to settle the issue and have expedite hearing of RCS No.148/2016, which has been instituted for partition and separate possession of the suit properties and a direction to the trial Court to hear and decide RCS No.148/2016 as expeditiously as possible.
3. The learned Counsel for the petitioners, on instructions, submits that the trial Court has settled the issues on 18th November, 2025 and, therefore, the prayer clause (a) does not survive. The learned Counsel for the petitioners, however,

submits that since the petitioners and most of the respondents are the senior citizens, the trial Court be directed to conclude the trial in RCS No.148/2026 as expeditiously as possible.

4. From the perusal of the plaint, it becomes evident that most of the parties are senior citizens and are of advanced age. As suit is for partition and separate possession of the joint family properties, it would be expedient in the interest of justice that the suit be decided expeditiously.

5. The petition, thus, stands disposed with a request to the learned Civil Judge to hear and decide RCS No.148/2016 as expeditiously as possible, and, preferably, within a period of one year from the date of communication of this order.

[N. J. JAMADAR, J.]