

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 12475 OF 2025
IN
SECOND APPEAL NO. 577 OF 2025

Sanvo Resort Private Limited ...Appellant

Versus

Sriram Swaminathan & Anr. ...Respondents

Mr. Prasanna Tare, a/w Ms. Dakshata Valte, for the Appellant.
Mr. Vijay Prakash Yadav, for the Respondents.

CORAM: N. J. JAMADAR, J.
DATED: 29th APRIL, 2026

PC:-

1. Heard the learned Counsel for the parties.
2. By a separate order in the Second Appeal, this Court has framed the substantial questions of law, which are arise for consideration. Since the Occupation Certificate was obtained on 26th March, 2018 and, eventually, the possession of the subject apartment came to be delivered to the allottees in the year 2024 and 2025 respectively, during the pendency of the appeal there shall be interim relief in the following terms:

- (a) The allottees – respondents shall be permitted to withdraw only 50% of the amount deposited by the appellant pursuant to the order passed by the

Appellate Tribunal, upon proper identification and in accordance with the rules.

- (b) The balance 50% amount shall remain invested in a Fixed Deposit Account till further orders.

- 3. The application stands disposed.

[N. J. JAMADAR, J.]