

Amberkar

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 1923 OF 2026

Baban Dharma Bhoir & Ors.

.. Petitioners

Versus

Santosh Sitaram Bhoir & Ors.

.. Respondents

.....

- Ms. Shubhashree Yewale i/by Mr. Dushyant Pagare, Advocates for Petitioners
- Mr. P.P. More, AGP for State

.....

CORAM : MILIND N. JADHAV, J.

DATE : FEBRUARY 16, 2026

P. C.:

1. Matter is taken up at the time of rising due to the urgency mentioned by Ms. Yewale, learned Advocate for Petitioners.
2. Heard Ms. Yewale, learned Advocate for Petitioners and Mr. More, learned AGP for State.
3. *Lis* in the present matter pertains to the dispute with respect to mutation of names of the parties. There are two orders in favour of the Petitioners whereas two orders are in favour of private Respondents. *Prima facie* it appears that parties are all relatives. Entitlement is sought by the parties on the basis of mutation entry in the revenue record. It is *prima facie* seen that Regular Civil Suit No. 107 of 2023 has been filed by Petitioners against Respondent Nos. 1 to 4 and Respondent Nos. 7, 8 and 11 who are private Respondents

which is pending before the Court of Civil Judge Junior Division, Kalyan. Appropriate order to be passed in such a case will be to determine the pending Civil Suit proceedings which will determine the substantive rights and entitlement of the parties. No purpose whatsoever would be served by issuing notice to the Respondents in the present Petition and keeping the Petition pending in this Court.

4. Considering the trajectory of the four orders which would be argued by the respective parties passed between 2011 and 2025, learned Advocate for Petitioners shall take appropriate instructions and accordingly apprise the Court on the next adjourned date. It is made clear that mutation entry does not determine and establish the title of the parties to the subject lands or even their shares in the same for that matter.

5. Stand over to **23rd February, 2026** under the caption "**First on Board**".

[MILIND N. JADHAV, J.]

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by RAVINDRA
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