

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**CIVIL APPELLATE JURISDICTION**  
**WRIT PETITION NO. 3458 OF 2026**

Shubham Ulhas Kad

..Petitioner

**Versus**

Babaji Pandurang Nanekar and Ors

...Respondents

Mr. Girish Agrawal, with Chitra Darekar and Shubham Jangam, for  
the Petitioner.

Mr. P. G. Sawant, AGP, for Respondent Nos. 7 and 8.

**CORAM: N. J. JAMADAR, J.**

**DATE : 30<sup>th</sup> MARCH 2026**

**P.C.:**

1. Heard the learned Counsel for the Petitioner.
2. The learned Counsel, for the Petitioner, on instructions, seeks leave to withdraw the Petition, with liberty to institute a civil suit.
3. The learned Counsel, however, submits that the civil Court may be directed to decide the said civil suit without being influenced by the observations in the order dated 10<sup>th</sup> January 2025, passed in RCS NO. 312 of 2024, instituted by the Muktangan Nagari Cooperative Housing Society.

Leave granted with liberty as prayed for.

ARUN  
RAMCHANDRA  
SANKPAL

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ARUN RAMCHANDRA  
SANKPAL  
Date: 2026.04.01  
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4. In the event, such a suit is instituted, the civil Court is requested to decide the same on its own merits and in accordance with law, without being influenced by the observations in the order dated 10<sup>th</sup> January 2025 in RCS No. 312 of 2024, subject to just exceptions as to its relevancy.

[N. J. JAMADAR, J.]