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904-IA-1080-2026

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 9694 OF 2017**

Kiran Builders Pvt. Ltd. **...Petitioner**

V/s.

Kalpita Enclave Co-operative Housing Society Ltd. and Ors. **...Respondents**

WITH

INTERIM APPLICATION NO. 14625 OF 2023

Poonam Developers Llp **...Applicant**

V/s.

Kiran Builders Pvt. Ltd. **...Respondent**

WITH

INTERIM APPLICATION NO. 1080 OF 2026

IN

WRIT PETITION NO. 9694 OF 2017

Kalpita Enclave Co-operative Housing Society Ltd. and Ors. **...Applicants**

IN THE MATTER BETWEEN

Kiran Builders Pvt. Ltd. **...Petitioner**

V/s.

Kalpita Enclave Co-operative Housing Society Ltd. and Ors. **...Respondents**

Mr. Mahendra Ghelani with Nizzica Pinto and Ms. Sneha Vani for the Petitioner.

Dr. Birendra Saraf, Senior Advocate with Mr. Rohan Savant, Mr. Nirmal Devmani, Mr. Aman Saraf and Mr. Abhijeet Mahadeokar i/b Mr. Diwakar Gond for Respondent No. 1 to 3.

Ms. M. S. Bane, AGP for Respondent.

CORAM: SANDEEP V. MARNE, J.

DATED: 11 JUNE 2026.

P.C.:

1) Affidavit-in-rejoinder filed on behalf of the Petitioner is taken on record. Arguments heard. Judgment reserved.

[SANDEEP V. MARNE, J.]