

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No.44752/2026

[Arising out of impugned final judgment and order dated 11-03-2026 in WP No. 12369/2021 06-07-2026 in RAST No. 12990/2026 passed by the High Court of Judicature at Bombay at Aurangabad]

THE NANDED TOWN MARKET AREA HOUSE
BUILDING CO OPERATIVE SOCIETY LTD. NANDED

Petitioner(s)

VERSUS

NIRMALABAI VISHWANATH BARDE

Respondent(s)

(IA No. 227852/2026 - CONDONATION OF DELAY IN FILING, IA No. 227854/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA No. 227855/2026 - EXEMPTION FROM FILING O.T.)

Dy. NO. 44759/2026 (Item no. 56)

(IA No. 232011/2026 - CONDONATION OF DELAY IN FILING
IA No. 232016/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT AND IA No. 232017/2026 - EXEMPTION FROM FILING O.T.)

Dy. NO. 44757/2026 (ITEM NO. 56.1)

(IA No. 231979/2026 - CONDONATION OF DELAY IN FILING, IA No. 231978/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
IA No. 231980/2026 - EXEMPTION FROM FILING O.T)

Dy. NO. 44753/2026 (ITEM NO. 56.2)

(IA No. 231760/2026 - CONDONATION OF DELAY IN FILING, IA No. 231761/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
AND IA No. 231767/2026 - EXEMPTION FROM FILING O.T.)

Dy. NO. 44763/2026 (ITEM NO. 56.3)

(IA No. 231914/2026 - CONDONATION OF DELAY IN FILING, IA No. 231915/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
AND IA No. 231918/2026 - EXEMPTION FROM FILING O.T.)

Date : 11-08-2026 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KAROL
HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

For Petitioner(s) :Mr. Nishant Ramakantrao Katneshwarkar, AOR
Mr. Vijay Singh Mehra, Adv.
Mr. Shrirang Katneshwarkar, Adv.

Mr. Dipak Vidhate, Adv.
Mr. Prathmesh Kundalwadikar, Adv.
Mr. Aadideo Kumar Verma, Adv.
Ms. Usha Bhaskar, Adv.

For Respondent(s) :

UPON hearing the counsel the Court made the following
O R D E R

1. Learned counsel for the petitioner submits that the findings qua possession recorded by the Courts below are factually incorrect. It is the petitioner society, which is in possession of the entire area of Plot no. 58 as depicted in the site plan (Annexure P-1). Further the said plot was never ever partitioned by the Society.
2. Delay condoned.
3. Issue notice, returnable on 21.09.2026.
4. Dasti service, in addition, is permitted. Let steps for service be taken within one week.
5. In the notice itself, let it be mentioned that respondent(s) is/are required to file their counter affidavit and reply to the interlocutory application(s), if any, before the next date of listing.
6. In the meanwhile, status quo qua the nature, possession and title of the suit property, as it exists today, shall be maintained by the parties.

(RAJNI MUKHI)
ASTT. REGISTRAR-cum-PS

(ANU BHALLA)
COURT MASTER (NSH)