

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(s). 13415/2026

[Arising out of impugned final judgment and order dated 12-11-2025 in WP No. 7415/2023 passed by the High Court of Judicature at Bombay]

M/S. SHREENATH BUILDERS

Petitioner(s)

VERSUS

DINKAR COMPLEX CO-OPERATIVE
HOUSING SOCIETY LTD. & ORS.

Respondent(s)

FOR ADMISSION

IA No. 185838/2026 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS and IA No. 185836/2026 - EXEMPTION FROM FILING O.T.

Date : 24-07-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.M. SUNDRESH
HON'BLE MR. JUSTICE PRASANNA B. VARALE

For Petitioner(s) :Mr. Gaurav Agarwal, Sr. Adv.
Mr. Shaikh Saipan Dastgir, Adv.
Mr. Rizwan Ahmad, AOR
Mr. Himanshu Gupta, Adv.
Mr. Amir Kaleem, Adv.
Mr. Shivam Yadav, Adv.
Mr. Syed Faizan Ali, Adv.

For Respondent(s) :

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

1. Learned counsel appearing for the petitioner submits that even assuming that the setting aside of the order of remand passed by the Appellate Authority was correct, the High Court should have facilitated the Appellate Authority to decide the matter on its own merits, which has not been done.

2. Delay condoned.

3. Issue notice, returnable on 29.10.2026.

4. In the meantime, there shall be an order of stay on the operation of the impugned order.

(RASHI GUPTA)
COURT MASTER (SH)

(POONAM VAID)
ASSISTANT REGISTRAR