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नगर दिवाणी व सत्र न्यायालय, मुंबई

City Civil & Sessions Court, Mumbai

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City Civil Court, Mumbai

In The Court Of : COURT 66 ADDL SESSIONS JUDGE

CNR Number : MHCC010048702026

Case Number : SUIT/0100844/2026

Date : 24-07-2026

The Bombay Diocesan Trust Association Private Ltd through James Baker. **Versus**
Ashok Dayanand Sonule.

Daily Status

Business:

CORAM : H.H.J. K. S. Zanwar (C.R.NO.66) Adv. Daljeet Singh Bhatia present for plaintiff and filed draft Notice of Motion alongwith affidavit in support. Taken on record. O- Leave to register granted. He also filed affidavit of service in compliance of Order 39 Rule 3. Taken on record. Marked as Exh-6. O- R and R. Defendant and his advocate on record absent. KB Later on at 03:33 p.m. Adv. Tapan Agrawal present for defendant and filed undertaking to file Vakalatnama on next date. Taken on record. Marked as Exh-7. O- Time granted till next date. Today advocate for plaintiff again filed one draft Notice of Motion along-with affidavit in support of NM and contending that though this draft is not registered but he has urgency. Leave is granted to register. Draft NM and supported affidavit contains that inspite of order passed by this court on dt.17.07.2026 and thereby restrained defendant temporarily from claiming as a Chairman and Managing Director of The Bombay Diocesan Trust Association Limited. Defendant was duly served with the compliance under Order 39 Rule 3 of CPC. Inspite of this compliance, he neither appeared today in this matter nor filed his reply in previous NM. On the contrary, he is carried out illegal construction over subject property i.e. Trust property showing him as a Chairman and Managing Director of The Bombay Diocesan Trust Association Limited. In support of this contention they have filed some photographs which shows construction work is going on with the help of JCB. Hence, in my view to preserve the rights of Plaintiff/Trust, Defendant and any person claiming through him is hereby restrained temporarily from constructing or demolishing any part of subject matter of Trust property. This ad-interim order is granted till upto filing say by defendant. Plaintiff is directed to comply herewith with Order 39 Rule 3 of CPC. Earlier order passed in NM No.2205/2026 to continue till next date. Matter is adjd. for affidavit of service of NM and NM reply to 04.08.2026.

Next Purpose: AFFIDAVIT OF SERVICE

Next Hearing Date: 04-08-2026

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