

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION**

**APPEAL NO.128 OF 2025  
IN  
INTERIM APPLICATION (L) NO.21743 OF 2024  
IN  
INTERIM APPLICATION (L) NO.10264 OF 2024  
IN  
COMPANY PETITION NO.28 OF 2012**

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Akash Rajkumar Saraf  
Vs.

.. Appellant

CMS OC LLC & Ors.

.. Respondents

**WITH  
INTERIM APPLICATION NO.8037 OF 2025  
AND  
INTERIM APPLICATION NO.7791 OF 2025  
IN  
APPEAL NO.128 OF 2025**

...

**WITH  
APPEAL (L) NO.38255 OF 2025  
IN  
INTERIM APPLICATION NO.234 OF 2025  
WITH  
INTERIM APPLICATION (L) NO.38258 OF 2025  
AND  
INTERIM APPLICATION (L) NO.38259 OF 2025  
IN  
APPEAL (L) NO.38255 OF 2025**

Mr. Zal Andhyarujina, Senior Advocate with Mr. Nirav Shah, Mr. Shrey Sancheti, Mr. Siddharth Walawalkar, Mr. Umang Dubey i/b. Siddharth Walawalkar associates, Advocates for the Petitioner Appellant

Mr. Ravi Kadam, Senior Advocate with Mr. Aman Kacheria, Mr. Chirag Sancheti, Mr. Deep Sridharani and Mr. Saad Memon i/b. Bulwark Solicitors, Advocates for the Applicant in IA/8037/2025 and for the Appellant in APP/38255/2025

Mr. Venkatesh Dhond, Senior Advocate with Mr. Adimesh Lochan with Mr. Ans Desai i/b. Nishith Desai associates, Advocates for Respondent Nos.1 and 2

Mr. Janak Dwarkadas, Senior Advocate, Mr. Rohan Rajadhyaksha, Ms. Priyanka Shetty, Ms. Nafisa Khandeparkar, Ms. Cheryl Fernandes, Ms. Deepti Prabhu and Ms. Isha Patil i/b. AZB & Partners for Respondent No.4 Bank of New York Mellon London Branch

**CORAM : SHREE CHANDRASHEKHAR, CJ & GAUTAM A. ANKHAD, J.**

**DATE : 16<sup>th</sup> JANUARY 2026**

**P.C. :**

Post these matters together on 13<sup>th</sup> February 2026, high on Board for deciding the interim application seeking condonation of delay in filing the first appeal.

**[GAUTAM A. ANKHAD, J.]**

**[CHIEF JUSTICE]**