

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

**INTERIM APPLICATION (L) NO.2729 OF 2023
IN
SUIT NO.14 OF 2024**

Shabnam A. Oomberbhoy
V/s.
Anees Muswala alias Anees
Mohd. Muss

....Applicant-Plaintiff

....Defendant

Ms. Anuja Jhunjhunwala i/b. M. Mulla Associates for the Applicant-Plaintiff.

Mr. Sagheer A. Khan a/w. Ms. Afsha Khan i/b. Judicare Law Associates for the Defendant.

**CORAM : JITENDRA JAIN, J.
DATED : 19 September 2025**

P.C. :

1. Ms. Jhunjhunwala, learned counsel for original plaintiff is directed to remove all objections and get Interim Application (L) No.2729 of 2023 finally numbered within a period of two weeks from today. If the Interim Application is not numbered finally within two weeks then the same will be dismissed for non prosecution without recourse to the Court. She further states that the plaintiff has been recently informed that defendant No.4 has passed away.

2. Mr. Khan, learned counsel appearing for defendant to furnish copy of death certificate and the details of legal heirs to the plaintiff within a period of 2 weeks from today. The plaintiff to take out appropriate proceedings, if they so desire, to bring legal heirs of defendant No.4 on record. If such an

application is taken out by the plaintiff then the learned counsel is directed to inform the Associate so that the proposed interim application and present matter can be taken up together.

3. Learned counsel for the defendants states that statement made by him and recorded in paragraph No.2 of the order dated 3 February 2023 will continue till the next date of hearing.

4. Meanwhile the parties are requested to explore resolution of dispute amicably.

5. List this matter on 17 October 2025 for limited purpose of adjudicating the proposed Interim Application to bring legal heirs on record and also to apprise the Court of any development on settlement terms.

(JITENDRA JAIN, J.)