

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
INTERIM APPLICATION (L) NO.34761 OF 2024
IN
SUIT NO.4913 OF 2000

Afzal Sattar Oomerbhoy ... Applicant

Vs.

Nadeem Majid Oomerbhoy and others ... Respondents

ALONG WITH
NOTICE OF MOTION NO.2340 OF 2018
WITH
INTERIM APPLICATION (L) NO.4791 OF 2023
IN
SUIT NO.2539 OF 2009
ALONG WITH
INTERIM APPLICATION NO.358 OF 2022
WITH
INTERIM APPLICATION NO.1286 OF 2023
WITH
NOTICE OF MOTION NO.2341 OF 2018
WITH
INTERIM APPLICATION NO.1115 OF 2020
WITH
INTERIM APPLICATION NO.3006 OF 2023
IN
SUIT NO.4913 OF 2000

Mr. K. G. Munshi, Senior Advocate a/w. Mr. Z. A. Jariwala and Mr. Ganesh Ambekar i/b. Jariwala Associates for Plaintiff.

Mr. Kunal Dwarkadas a/w. Mr. Nikhil Apte, Mr. Neil Dutta, Mr. Ayan Roy and Marylou Bilawala i/b. Wadia Ghandy & Co. for Defendant Nos.4(b)(ii) to 4(b)(iv) in Suit No.4913 of 2000 and for Defendant Nos.5(a) to 5(d) in Suit No.2539 of 2009.

Mr. Kalpesh Joshi a/w. Ms. Nisha Shah i/b. Kalpesh Joshi Associates for Defendant Nos.1(a) and 1(b).

Mr. Karl Tamboly a/w. Mr. Malcolm Siganporia and Mr. Dhruv Joshi and Ms. Janavi Khant i/b. Harish Joshi & Co. for Defendant No.2 in Notice of Motion No.2340 of 2018 and IAL/4791/2023 in S/2539/2009.

Mr. Karl Tamboly a/w. Mr. Malcolm Siganporia and Mr. Dev Tejnani i/b. Mr. Dev Tejnani for Defendant No.2 in IAL/34761/2024, IA/358/2022, IA/1286/2023,

IA/1115/2020, IA/3006/2023 and Notice of Motion No.2341 of 2018 in S/4913/2000.

Ms. Uma Palsuledesai, AGP for Defendant-State in Suit No.2539 of 2009.

Mr. Yohaam Shah i/b. Negandhi Shah & Himayatullah for Defendant Nos.10 and 11 in S/2539/2009.

Ms. Charushila Vaidya, 2nd Assistant to Court Receiver.

CORAM : MANISH PITALE, J.

DATE : APRIL 22, 2025

P.C. :

. Having heard the learned counsel for the parties for some time, this Court finds that there is a measure of urgency at least in respect of applications filed in these proceedings for sale of certain assets. It is agreed between the parties that for deciding the said issue, it would be necessary for this Court to identify the pending applications pertaining to the said issue and to take up the said applications for hearing on priority.

2. With the consent of the learned counsel for the parties, Interim Application (L) No.34761 of 2024, Notice of Motion No.2341 of 2018 and Interim Application No.1115 of 2020 are directed to be listed for hearing on 23.06.2025, High on Board.

3. In Interim Application (L) No.34761 of 2024, reply affidavit on behalf of defendant No.4(b)(ii) be filed within one week from today. Rejoinder, if any, be filed within a week thereafter.

4. In Interim Application No.1115 of 2020, defendant No.4(b)(ii) is permitted to file affidavit in rejoinder to the reply filed on behalf of the proposed respondent No.2, within two weeks from today.

(MANISH PITALE, J.)