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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 888 OF 2008

Nirad Amilal Mehta

... Plaintiff

Versus

Genelec Limited and others

... Defendants

WITH

CHAMBER SUMMONS NO. 1388 OF 2016

IN

SUIT NO. 888 OF 2008

WITH

SUIT NO. 2061 OF 2009

.....

None for the Plaintiffs in both the Suits.

Mr. Ranjeev Carvalho, Advocate for the Official Liquidator-Defendant No.1 in S-888-2008.

Mr. Rajeev Narula alongwith Mr. Tarang Jagtiani, Ms. Nidhi Loya instructed by Jhangiani, Narula & Associates, Advocate for the Defendants No.3 and 4 in S-888-2008.

Ms. Treesa Benny instructed by Wadia Ghandy & Co., Advocate for the Defendants No.5 and 6 in S-888-2008.

Ms. Farzeen Harver instructed by Mulla & Mulla and Craigie Blunt & Caroe, Advocate for the Defendants No.5 and 6 in S-2061-2009.

.....

CORAM : ABHAY AHUJA, J.

DATE : 2 DECEMBER 2025

P.C. :

Suit No. 888 of 2008 :

1. None for the Plaintiff.

2. Mr. Carvalho, learned Counsel for the Defendant No.1, Mr. Narula, learned Counsel for the Defendants No.3 and 4, and Ms. Benny, learned Counsel for the Defendants No.5 and 6 submit that the subject property has already been sold under an auction by the Debt Recovery Tribunal-I, Kolkata in the case No. RP/01/2022 in Original Application No.136 of 2001.

3. However since, none appears for the Plaintiff, list on **23rd December 2025**.

4. It is made clear that if none appears for the Plaintiff on the next date or the Advocate appearing in the matter has no instruction, this Court will in view of the submissions made by the learned Counsel, appearing for the Defendants today that the subject property has been sold in auction by the Debt Recovery Tribunal-I, Kolkata, will dismiss the Suit and the connected Chamber Summons as infructuous.

Suit No.2061 of 2009 :

5. None for the Plaintiff in this Suit as well.

6. Ms. Harver, learned Counsel, appears for the Defendants No.5 and 6 in the said Suit and seeks some time to take instructions in the matter.

7. List this Suit also on **23rd December 2025**.

8. Let instructions be taken by the next date.
9. It is made clear that if none appears for the Plaintiff on the next date or the Advocate appearing in the matter has no instruction, this Court will dismiss the Suit and the connected Chamber Summons.

(ABHAY AHUJA, J.)