

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

NOTICE OF MOTION NO.498 OF 2014
IN
SUIT NO.402 OF 2013
Atithi Developments Pvt. Ltd ...Plaintiff
V/s.
Ramshankar R. Yadav and Others ...Defendants

WITH
SUIT NO.402 OF 2013
WITH
NOTICE OF MOTION NO.1007 OF 2013
IN
SUIT NO.402 OF 2013
WITH
INTERIM APPLICATION (L) NO.11694 OF 2025
IN
SUIT NO.402 OF 2013
WITH
INTERIM APPLICATION (L) NO.11682 OF 2025
IN
SUIT NO.402 OF 2013
WITH
INTERIM APPLICATION (L) NO.11111 OF 2024
IN
SUIT NO.402 OF 2013

Mr. Ranjeev Carvalo with Mrs. Leena Shah and Mr. Shubham Mishra
i/b M/s Shah & Furia Associates for the Plaintiff.

Mr. Aniket Ransubhe for the Defendants No. 1 and 2.

Mr. Vansh Bahadur Sabhajeet Yadav for the proposed Intervenors in
IALs 11694/25 and 11682/25.

CORAM : ABHAY AHUJA, J.
DATE : 16th APRIL 2025

PC. :

Notice of Motion No. 498 of 2014

1. When the matter is called out, learned Counsel appearing in the

matter at the outset submit that the Interim Application (L) No. 11111 of 2024 is wrongly on board as the same has already been disposed of by order dated 11th September, 2024.

2. Registry to remove the same from the board without fail.

3. Mr. Ransubhe, learned Counsel appears for the Defendants No. 1 and 2 and submits that he has received a message from the Advocate for the Defendant No.4, at whose behest the Notice of Motion No. 498 of 2014 has been taken out, that he is suffering from severe back problem and unable to attend the Court and that the Notice of Motion be suitably adjourned.

4. Mr. Ransubhe, learned Counsel appears for the Defendants No. 1 and 2 also seeks to file reply to the Notice of Motion at this belated stage when the pleadings in the Notice of Motion are already complete as the Plaintiff has already filed reply and the Defendant No. 4 has already filed rejoinder.

5. Accordingly, list on **24th June, 2025**.

6. It is made clear that no further indulgence will be granted in the matter and if none appears for the Applicant in the Notice of Motion No. 498 of 2014, this Court will be constrained to dismiss the Notice of Motion with costs.

Interim Applications (L) No. 11694 of 2025 and 11682 of 2025

7. Mr. Yadav, learned Counsel appears for the Applicant in both these Applications and submits that both these Applications have been filed for intervening in the Suit and submits that service has been effected on all concerned.

8. Let reply(ies) to the said Applications be filed within a period of two weeks with copy to others. Rejoinder(s) in two weeks thereafter with copy to others. List on **24th June, 2025**.

9. Let objections to the Interim Applications be removed and registered number(s) be obtained, failing which this Court will be constrained to dismiss the Interim Applications without further reference to the Court.

(ABHAY AHUJA, J.)