

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION  
IN ITS COMMERCIAL DIVISION  
SUMMONS FOR JUDGMENT NO. 3 OF 2024**

**IN**

**COMMERCIAL SUMMARY SUIT NO. 35 OF 2023**

**Ecap Equities Ltd. ... Plaintiff**

**Versus**

**Variegate Real Estate Private Limited ... Respondent**

**WITH**

**INTERIM APPLICATION (L) NO. 29159 OF 2023**

**IN**

**SUMMONS FOR JUDGMENT NO. 3 OF 2024**

**WITH**

**COMMERCIAL SUMMARY SUIT NO. 35 OF 2023**

**WITH**

**INTERIM APPLICATION NO. 2963 OF 2025**

**IN**

**COMMERCIAL SUMMARY SUIT NO. 35 OF 2023**

**WITH**

**INTERIM APPLICATION NO. 2527 OF 2023**

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Mr. Jehaan Mehta alongwith Ms. Divya Barot instructed by Manilal Kher Ambalal & Co., Advocate for the Plaintiff.

Mr. Aman Kacheria alongwith Mr. Murtuza Bohra instructed by Agarwal and Dhanuka Legal, Advocate for the Defendant.

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**CORAM : ABHAY AHUJA, J.**

**DATE : 10 SEPTEMBER 2025**

**PC. :**

1. Once again time is being sought at the behest of the Defendant on the ground of Counsel's inconvenience.
2. Mr. Mehta, learned Counsel, appears for the Plaintiff and submits that he would have no objection on the ground of Counsel's inconvenience, however pointing out that this is a fourth time a similar request has been made and that this Court may grant an adjournment as and by way of last chance.
3. It is observed that the Interim Application is still on lodging number. Let office objections be removed and registered number be obtained within a period of three weeks, failing which the Interim Application to stand dismissed without further reference to this Court.
4. Subject to the above, list on **12<sup>th</sup> November 2025**.

**(ABHAY AHUJA, J.)**