

**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 ... Defendant

WITH

INTERIM APPLICATION NO. 5210 OF 2025

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. Shadab Jan alongwith Ms. Dhrishti Bhindora instructed by Manilal Kher Ambalal & Co., Advocate for the Plaintiff.

Mr. Aman Kacheria alongwith Mr. Rishabh Dhanuba, Mr. Murtuza Bohra, Mr. Zaki Ansari, Ms. Khushi Nandu and Mr. Gopal Meghani instructed by Agarwal and Dhanuka Legal, Advocate for the Defendant.

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CORAM : ABHAY AHUJA, J.
DATE : 11 FEBRUARY 2026

PC. :

1. Mr. Jan, learned Counsel, appears for the Plaintiff and submits that the proposal to refer the matter to mediation has been submitted to the higher authorities and the decision is awaited. That the matter be suitably adjourned.
2. Mr. Kacheria, learned Counsel appearing for the Defendant, submits that while he has no objection to the time being granted for settling the matter, an Interim Application under Order VII Rule 11 of the Code of Civil Procedure, 1908 seeking rejection of the plaint has already been filed, however, the same is not on board.
3. At the joint request, list on 25th March 2026.
4. Mr. Kacheria, learned Counsel, requests that the matter be adjourned to 27th March 2026.
5. Since on 27th March 2026 this Court takes up Admiralty matters, list the matter on **1st April 2026**.

(ABHAY AHUJA, J.)