

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

APPEAL NO. 54 OF 2019

IN

TRUST PETITION NO. 4 OF 2014

Indukumar Ladhahai Momaya .. Applicant

Versus

Jayantilal Ladhahai Momaya and ors .. Respondents

WITH

CHAMBER ORDER (L) NO. 13618 OF 2021

WITH

IN PERSON APPLICATION (L) NO. 36848 OF 2022

IN

APPEAL NO. 54 OF 2019

Kalpesh Hansraj Shah .. Applicant

Versus

Jayantilal Ladhahai Momaya and ors .. Respondents

...

Mr.Naushad Engineer with Mr.Kaustubh Thipsay, Amicus for the applicant.

Mr.Kalpresh Shah, applicant present in person.

**CORAM : BHARATI DANGRE &
SHYAM C. CHANDAK, JJ
DATED : 26th NOVEMBER, 2025**

P.C:-

1 In the wake of the order dated 7/3/2024 issuing notice to the respondents, service report is found in the office noting which reveal that respondent nos.1, 4, 7 8, 9, 10, 11, 12

and 15 are served, but the remark column reflect that the acknowledgment slip is still awaited. As far as other respondents are served, they are not served.

2 On hearing the learned amicus Sr. Advocate Mr.Naushad Engineer, appointed to represent the appellant Kalpesh Shah, issue fresh notice to the respondents, by making it returnable on 15/1/2026.

In addition, notice is also permitted to be served through private mode of service along with the affidavit of service being placed on record before the returnable date.

(SHYAM C. CHANDAK,J)

(BHARATI DANGRE, J.)