

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

SUIT NO. 1257 OF 2007

GIRISH NAUTAMLAL JANI.)... PLAINTIFF

V/s.

MR.DORAB FURDOON SEERVAI AND OTHERS)... DEFENDANTS

**WITH
INTERIM APPLICATION NO. 936 OF 2026
WITH
INTERIM APPLICATION NO. 232 OF 2023
WITH
INTERIM APPLICATION NO. 2209 OF 2021
WITH
INTERIM APPLICATION NO. 2489 OF 2021
WITH
INTERIM APPLICATION NO. 3081 OF 2021
WITH
INTERIM APPLICATION NO. 495 OF 2022
WITH
INTERIM APPLICATION NO. 1289 OF 2026
WITH
NOTICE OF MOTION NO. 1018 OF 2016
WITH
INTERIM APPLICATION NO. 4091 OF 2022
IN
SUIT NO. 1257 OF 2007**

Ms.Khushboo Prabhu, Advocate for the Applicants in IA/232/2023.

Mr.Sharan Jagtiani, Senior Counsel, Advocate for the Administrator.

Mr.Annuj Narula a/w. Mr.Sayeed Mulani i/by Mulani & Co., Advocate for the Applicant in IA/1289/2026.

Ms.Sonal a/w. Mr.Shriraj Dhruv, Mr.Ronak Shah and Ms.Charu Budhadev i/by Dhru & Co., Advocate for the Defendants no.1 and 2 in S/1257/2007.

Mr.Mahernosh Humranwala a/w. Ms.Kirtida Chandarana, Mr.Naozad Golwala and Mr.Aayush Barat, Advocate for the Defendants no.1a(i) and 1a(ii).

Mr.Ankit Lohia a/w. Ms.Pratibha Rupnawar and Ms.Rajshree Dhole i/by Samatva Legal Associates, Advocate for the Applicant in IA/936/2026 and for the Respondent no.4 in IA/1289/2026.

CORAM : **ABHAY AHUJA, J.**

DATE : **23rd APRIL 2026**

PC. :

1. Pursuant to order dated 2nd April 2026, today when the matter is called out, Mr.Lohia, learned Counsel, appears for the Applicant in Interim Application No.936 of 2026 and for the Respondent no.4 in Interim Application No.1289 of 2026 and submits that the costs of the Commissioner would be paid within a period of one week. Statement is accepted.

2. Ms.Sonal, learned Counsel, appears for the Respondents no.1 and 2 in Interim Application No.1289 of 2026 and submits that an Additional Affidavit with respect to the Commissioner's report is ready and has also been served. Registry to accept the same.

3. Mr.Narula, learned Counsel appearing for the Applicant in Interim Application no.1289 of 2026 submits that the said Additional Affidavit has only been received last night and some time be granted to consider the same.

4. Mr.Sharan Jagtiani, learned Senior Counsel, appears for the Administrator of the estate of Nusserwanji Seervai and Rusi Seervai and submits that no permission has ever been sought or granted by the Administrator for the repairs / construction sought to be carried out on the subject property.

5. Ms.Sonal submits that no such permission is required.

6. Be that as it may, let the Additional Affidavit filed on behalf of the Respondents no.1 and 2 in Interim Application No.1289 of 2026 be considered by all concerned, and if necessary, a response to the same be filed by the next date with a copy to the others, after which this Court will consider hearing the Interim Applications in the matter, in the light of the Commissioner's report.

7. List on **22nd June 2026**.

8. The statement made on 5th March 2026 to continue until the next date.

9. Registry to accept rejoinders.

(ABHAY AHUJA, J.)