

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

**CONTEMPT PETITION (L) NO. 4733 OF 2020
IN
NOTICE OF MOTION NO. 2435 OF 2011**

Sohail Ismail Haji Noor Mohammed & Anr. ...Petitioner
vs.
Sajid Ismail Haji Noor Mohammed ...Contemnor

**WITH
SUIT NO. 1978 OF 2011**

Sohail Ismail Haji Noor Mohammed & Anr. ...Plaintiffs
vs.
Mohd. Ismail Haji Noor Mohammed & Ors. ...Defendants

**WITH
INTERIM APPLICATION NO. 2611 OF 2020
IN
SUIT NO. 1978 OF 2011**

Sajid Ismail Haji Noor Mohammed ...Applicant
vs.
Sohail Ismail Haji Noor Mohammed & Ors. ...Defendants

**WITH
NOTICE OF MOTION SUIT NO. 2176 OF 2018
IN
SUIT NO. 1978 OF 2011**

Sohail Ismail Haji Noor Mohammed & Anr. ...Plaintiffs
vs.
Mohd. Ismail Haji Noor Mohammed & Ors. ...Defendants

**WITH
LEAVE PETITION NO. 460 OF 2011
IN
SUIT NO. 1978 OF 2011
WITH
INTERIM APPLICATION NO. 1069 OF 2019
IN
SUIT NO. 1978 OF 2011**

Sohail Ismail Haji Noor Mohammed & Anr. ...Plaintiffs
vs.
Mohd. Ismail Haji Noor Mohammed & Ors. ...Defendants

**WITH
PERJURY PETITION (L) NO.7951 OF 2020
IN
SUIT NO. 1978 OF 2011**

Sajid Ismail Haji Noor Mohammed ...Petitioner
vs.
Sohail Ismail Haji Noor Mohammed & Ors. ...Defendants

**WITH
APPEAL NO. 116 OF 2020
IN
SUIT NO. 1978 OF 2011**

Phoenix ARC Pvt. Ltd. ...Appellant
vs.
Sohail Ismail Haji Noor Mohammed & Ors. ...Defendants

Mr. Ashish Amritlal Gatagat, Mr. Animesh Singh i/by Rajdeep Lahiri, for the Plaintiffs in Suit No. 1978 of 2011.

Mr. Sarthak Diwan, for Defendant No.2.

Ms. Chinmayee Ghag i/by Zastriya Attorney & Legal Consultancy, for the Appellant & Respondent Nos. 5.

**CORAM : N. J. JAMADAR, J.
DATE : 20th OCTOBER, 2021**

P.C.:

1. Heard the learned counsel for the parties. The learned counsel seeks time to file Vakalatnama on behalf of the respondent – original defendant No.2.

2. One week time is granted to file Vakalatnama on behalf of respondent – original defendant No.2. The learned counsel for defendant No.5 Phoenix ARC Pvt. Ltd. submits that the defendant No.5 has received full and final settlement amount towards the loan availed by Sajid Ismail Family Trust and has no interest in the subject matter of the suit.

3. List on 28th October, 2021.

(N. J. JAMADAR, J.)