

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
SUIT NO. 412 OF 2015**

Maneklal Mansukhbhai Pvt. Ltd. and others ... Plaintiffs
Versus
Ajay Harinath Singh and others ... Defendants

**WITH
INTERIM APPLICATION NO. 4654 OF 2025
IN
SUIT NO. 412 OF 2015**

.....

Mr. Shanay Shah alongwith Mr. Hamza Lakhani and Mr. Danish Qureshi instructed by Mahimtura & Co., Advocate for the Plaintiffs.

Ms. Sachi Sanghani instructed by Mr. Randhir Kale, Advocate for the Defendants No.1 to 3.

Mr. Kshitij Parekh instructed by Anup Khaitan & Co., Advocate for the Defendant No.12.

Ms. Aradhya Dixit instructed by Apex Law Partners, Advocate for the Defendant No.13.

Mr. Sunil Karoth instructed by Mr. Rajesh Singh, Advocate for the Defendant No.14.

Mr. D.P. Singh alongwith Mr. Y.S. Bhate, Advocate for the Defendant No.15-UOI.

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CORAM : ABHAY AHUJA, J.

DATE : 24 MARCH 2026

PC. :

1. Pursuant to the order dated 24th February 2026, today Mr. Shah has commenced his arguments in the Suit and has also taken this Court through the order dated 29th April 2015 as well as the order dated 21st January 2026, in addition to the note which sets out the case of the Plaintiffs.

2. Mr. Shah has submitted that he would be pressing for prayer clause (a) and for cancellation of the documents listed in Exhibit-AA of

the Plaint, that had been delivered to the Prothonotary & Senior Master pursuant to the ad-interim order dated 29th April 2015 as well as for a permanent injunction in terms of prayer clause (d), interim relief in terms thereof already having been granted. Mr. Shah submits that as regards prayer clause (c), the same has already been implemented as recorded in the order dated 21st January 2026. Mr. Shah further submits that he has instructions not to press for prayer clause (e).

3. Mr. Shah has also taken this Court through the scheme of Order VIII Rule 5 of the Code of Civil Procedure, 1908 to submit that since the main contesting Defendants have not filed their written statement, consequences under Order VIII Rule 5(2) of the Code of Civil Procedure, 1908 must follow and that this Court can consider pronouncing Judgment based on the facts contained in the Plaint, however if the Court consider it necessary that such facts to be proved then the Plaintiff has also placed before this Court, the necessary evidence to demonstrate that the Defendants No.1 to 11 who are strangers to the family that promotes the Plaintiff No.1 have committed fraud.

4. For Mr. Shah to continue, list on **1st April 2026** as part-heard.

(ABHAY AHUJA, J.)