

THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

INTERIM APPLICATION NO. 4922 OF 2025
IN
SUIT NO. 198 OF 2024

Nimmi Brij Raj Oberoi & Ors.	...Applicants
<u>In the matter between</u>	
Viraj Brij Raj Oberoi	...Plaintiff
V/s.	
Nimmi Brij Raj Oberoi & Ors.	...Respondents

WITH
SUIT NO. 198 OF 2024
WITH
INTERIM APPLICATION NO. 4935 OF 2025
WITH
INTERIM APPLICATION NO. 4849 OF 2025

Mr. Umair Merchant with Ms. Aayushi Gohil and Ms. Rima Ajmerwalla
i/b M. T. Miskita and Co. for the Plaintiff.
Mr. Hrushi Narvekar with Mr. Samit Shukla, Ms. Saloni Shah and Ms.
Sayali Diwadkar i/b Trilegal for the Defendants.

CORAM : ABHAY AHUJA, J.
DATE : 23rd FEBRUARY, 2026

PC. :

1. When the matter is called out, Mr. Narvekar, learned Counsel appears and at the outside sincerely apologizes for not remaining present on the last date, which is the reason the matter has been today under the caption “For Dismissal”.

2. Mr. Narvekar, however, tenders across the bar a draft amendment to the Interim Application submitting that through inadvertence the

prayers contained in the draft amendments were not included in the Interim Application.

3. Mr. Merchant, learned Counsel appearing for the Plaintiff submits that it is only after reply, that there is no prayer to condone the delay, a prayer is sought to be added by way of the draft amendments, however, submitting that he has no objection if the draft amendment is allowed. Mr. Merchant further submits that he is led by Mr. Tamboly and after the amendments are carried out, his client has something more to say on the delay condonation application.

4. Having heard the learned Counsel and having considered their submissions, let the amendments to the Interim Application be carried out in terms of the draft amendment. Re-verification is dispensed with.

5. Let the amendment be carried out within a period of one week and an amended Interim Application be served upon the others in a week thereafter and an appropriate affidavit of service be filed.

6. List on **1st April, 2026**.

7. Let reply and rejoinder to the amended Interim Application be exchanged by the next date.

(ABHAY AHUJA, J.)