



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
INTERIM APPLICATION [LODG.] NO. 27903 OF 2025
IN
SUIT NO. 135 OF 2025

1.Township Developers Corp. and Ors.Applicants/
Orig.Plaintiffs

: *Versus* :

Sheth Pragji Laxmidas Charitable Trust
and Ors.Defendants

AND

Downtown Habitat LLPProp. Respondents

Alongwith

INTERIM APPLICATION NO. 3733 OF 2025

IN

SUIT NO. 135 OF 2025

1.Township Developers Corp. and Ors.Applicants/
Orig.Plaintiffs

: *Versus* :

Sheth Pragji Laxmidas Charitable Trust
and Ors.Defendants

Mr. Gaurav Joshi, Senior Advocate with Mr. Piyush Raheja and Mr. Rahul Soman i/b. Mr. Sanmish Gala, for the Plaintiffs.



Mr. Arif Bookwala, Senior Advocate with Mr. Rubin Vakil and Ms. Duhita D. Desai i/b. Mr. Sandeep V. Mahadik, for Defendant Nos.1 to 6.

Mr. Kaustubh Patil with Mr. Dixit Parmar, for Defendant No.5.

Mr. Mayur Khandeparkar with Mr. Ranjeev Carvalho, Mr. Rupesh Geete and Ms. Priya Dangat i/b. Satyaki Law Associates, for Defendant No.7.

Mr. Surel Shah, Senior Advocate with Mr. Dharmesh Joshi, Ms. Charoo Shukla and Ms. Akshita Vakharia, for Defendant No.8.

Mr. Simil Purohit, Senior Advocate with Mr. Vishal Raman, Mr. Satyen Vora, Mr. Sahil Gandhi and Ms. Dimple Vora i/b. Markand Gandhi Co., for Respondent in IAL-27903 of 2025.

CORAM : SANDEEP V. MARNE, J.

DATED : 11 SEPTEMBER 2025

P.C :

1) Interim Application [Lodg.] No.27903/2025 is filed seeking amendment in the plaint, as well as in Interim Application No.3733/2025. Leave granted to replace Exhibit-B to the Interim Application, as well as Exhibit-KK-1 in the Schedule to the Interim Application. Amendment to be carried out forthwith. Reverification is dispensed with.

2) Considering the averments made in the Interim Application [Lodg.] No.27903/2025, I am of the view that the amendment is necessary for the purpose of deciding the real question of controversy between the parties. The learned counsel appearing for the Defendants fairly do not oppose the amendments. They however contend that all objections with



regard to the merits of contentions and the prayers sought to be incorporated by way of amendment be kept open.

3) Considering the above position, Interim Application [Lodg.] No.27903/2025 is made absolute in terms of prayer clause [a] which reads thus :

[a] that the Applicants be permitted to amend the Plaint and Interim Application No.3733 of 2025 in terms of the Schedule-I appended hereto, and carry out all consequential amendments as may be necessary.

4) Amendment to be carried out within a period of one week. So far as prayer clauses [b] to [e] are concerned, the same are already incorporated by way of amendment to the Interim Application No.3733/2025. Liberty to the Defendants to file Affidavit-in-Reply to amended Interim Application No. 3733/2025 within a period of two weeks after service of amended plaint and Interim Application. Liberty to the Plaintiff to file rejoinder within a period of one week. All objections of the Defendants on amended pleadings and prayers are expressly kept open.

5) Liberty to Defendant Nos.1 to 7 to file additional written statement to the amended plaint. List the Interim Application No.3733/2025 on **7 October 2025** for ad-interim relief.

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[SANDEEP V. MARNE, J.]