

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

**CONTEMPT PETITION NO. 57 OF 2011**

**IN**

**SUIT NO. 3813 OF 2000**

**Atcom Technologies Ltd.**

**...Petitioner**

**V/s.**

**Y. A. Chunawala and Co. and Ors.**

**...Respondents**

**WITH**

**INTERIM APPLICATION NO. 6369 OF 2025**

**IN**

**CONTEMPT PETITION NO. 57 OF 2011**

**WITH**

**CONTEMPT PETITION NO. 59 OF 2012**

**IN**

**COMMERCIAL SUMMARY SUIT NO. 7 OF 1999**

**WITH**

**INTERIM APPLICATION (L) NO. 28912 OF 2025**

**IN**

**CONTEMPT PETITION NO. 59 OF 2012**

Mr. Shanay Shah with Ms. Neuty Thakkar i/b Mr. Tushar Goradia for the Petitioner.

Mr. Yohaam Shah i/b Negandhi Shah & Himayatullah for the Defendants No.1, 3 and 4 present.

Ms. Rainab Khan i/b Mr. Samir A. Vaidya for the Respondent No.2.

Mr. Jamid R. Shaikh, ASO, Court Receiver present.

**CORAM : ABHAY AHUJA, J.**

**DATE : 11<sup>th</sup> NOVEMBER, 2025**

**PC. :**

1. When the matter is called out, Mr. Shah, learned Counsel appears for the Petitioner and submits that on 9<sup>th</sup> October, 2025, this Court had granted time to the learned Counsel appearing for the Respondent No.2

to prepare in the matter after considering the order dated 8<sup>th</sup> October, 2025 of the Appeal Court.

2. However, today one Ms. Khan, learned Counsel appears for the Respondent No.2 and submits that Mr. Nusrat Shaikh would be joining through video conferencing after some time and that the Respondents No. 3 and 4 are present in the Court. This Court cannot keep waiting for Counsel to join through video conferencing when Court proceedings are going on.

3. While this order is being passed, Ms. Khan interjects and submits that the matter be adjourned.

4. It must be noted at the cost of repetition that the Appeal Court had remanded the matter back to this Court to pass fresh order considering the documents on record and now time is being sought at the behest of the very same Respondent at whose instance the Appeal had been preferred.

5. Only and only as and by way of last chance, list on **18<sup>th</sup> December, 2025.**

6. It is made clear that no further time would be granted under any circumstances and this Court would proceed to pass orders in the matter entirely at the peril of the said Respondents.

7. Let the Respondents No. 3 and 4 remain present in the Court on the next date as well.

Digitally  
signed by  
NIKITA  
YOGESH  
GADGIL  
Date:  
2025.11.11  
19:16:31  
+0530

**(ABHAY AHUJA, J.)**