

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

**INTERIM APPLICATION (L) NO. 19762 OF 2026
IN
SUIT (L) NO. 19761 OF 2026**

RATI KRISHNA

**)...APPLICANT /
PLAINTIFF**

V/s.

**VARSHNA INVESTMENTS PRIVATE LIMITED
AND OTHERS**

**)...RESPONDENTS/
) DEFENDANTS**

Mr.Simil Purohit, Senior Advocate a/w. Mr.Aviral Sahai, Mr.Sushil Jethmalani, Ms.Aanya Anvesha i/by Cyril Amarchand Mangaldas, Advocate for the Applicant.

Mr.Darius Khambata, Senior Advocate a/w. Mr.Karl Tamboly, Mr.Karan Rukhana and Mr.Mangirishh Saraf i/by LJ Law, Advocate for the Defendant no.1.

Mr.Sharan Jagtiani, Senior Advocate a/w. Mr.Sumeet Nankani a/w. Mr.Ishwar Nankani, Ms.Rhea Sinkar and Mr.Kartik Gupta i/by Nankani & Associates, Advocate for the Defendant no.2.

Mr.Ashish Kamat, Senior Advocate a/w. Mr.Shrey Fatterpekar, Mr.Amit Mehta and Mr.Vedant Rane i/by Mr.Amit Mehta, Advocate for the Defendant no.3.

CORAM : ABHAY AHUJA, J.

DATE : 17th JUNE 2026

PC. :

1. This Interim Application has been circulated seeking urgent relief of possession of the Suit premises viz. Flat No.E-28, Dhanraj Mahal, C.S.M. Marg, Apollo Bunder, Mumbai – 400 001 along with the

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movable personal assets, effects and belongings of the Plaintiff lying therein, as well as the car parking space appurtenant thereto which Mr.Purohit, learned Senior Counsel appearing for the Applicant / Plaintiff submits have been in peaceful and settled possession of the Plaintiff since February / March 2020 until the 11th May 2026 when under the purportedly illegal leave and license agreement between the Defendant no.1 and the Defendant no.3, the Defendant no.3 was put in possession by breaking in and changing the locks to the Suit property in the absence of the Plaintiff.

2. Mr.Purohit, learned Senior Counsel, has taken this Court through the various documents in support of his contention and submits that despite a ongoing mediation before a retired Judge of this Court and despite there being orders of the National Company Law Tribunal (“NCLT”) not to sell the properties of the Defendant no.1 Company, in spirit meaning that the said properties including the Suit premises should not have been dealt with and despite the fact that the Plaintiff was put in possession since February/March 2020 as part of a family arrangement and despite the Plaintiff’s name appearing as an occupant on the board of the building in which the said premises is situate and despite the Plaintiff also being on the whatsapp group of the building

where the Suit premises is situate, the Plaintiff has been illegally dispossessed and that therefore this Court may restore the possession of the Suit property to the Plaintiff after hearing the parties but in the interim, restrain the Defendants no.1 to 3, its partners, employees, agents and representatives from occupying, using, entering or in any manner interfering with the possession of the Plaintiff of the Suit premises.

3. Mr.Purohit submits that this Court may also direct the Defendants no.1 to 3 to ensure the safety, security and preservation of the personal effects, furniture, jewellery, paintings, clothes and other movable assets of the Plaintiff in the Suit flat, more particularly set out from pages 17 to 23 of the plaint by appointing a Court Commissioner to first take inventory of the said movables in the Suit flat.

4. The learned Senior Counsel appearing on behalf of the Defendants no.1 to 3 vehemently oppose the submissions on behalf of the Plaintiff and have urged this Court not to pass any ad-interim orders until the pleadings are completed and they are heard.

5. Having heard the learned Senior Counsel and having considered their submissions, let reply(ies) be filed to the Interim Application

within a period of three weeks with copy to the other side. Rejoinder in two weeks thereafter with copy to the other side.

6. List on **27th July 2026** under the caption 'for ad-interim relief'.

(ABHAY AHUJA, J.)