

jsn

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

INTERIM APPLICATION (L) NO.29341 OF 2023
IN
SUIT NO.464 OF 2023

JITENDRA
SHANKAR
NIJASURE

Digitally signed by
JITENDRA SHANKAR
NIJASURE
Date: 2025.08.26
10:47:05 +0530

Roshanlal Kanhaiyalal Kothari and Ors.

...Applicants /
Plaintiffs

Versus

Mishal Construction Pvt. Ltd. and Ors.

...Defendants

WITH
CONTEMPT PETITION NO.25 OF 2025
WITH
INTERIM APPLICATION NO.3186 OF 2023
IN
SUIT NO.464 OF 2023

Mr. Karl Tamboly with Mr. Ryan De'souza and Mr. Utkarsh Sanadi for
the Plaintiffs.

Mr. Aadil Parsurampururia with Mr. Ameya Khot and Ms. Archi Pokar
i/b. M/s. Legal Vision for Defendant Nos.1 and 3.

Mr. G.O. Giri with Mr. Rohit Gaikwad i/b. Ms. Komal Punjabi for
Defendant No.5.

Mr Amit Mehta with Mr. Vedant Rane for Defendant No.6.

CORAM : R.I. CHAGLA J.

DATE : 22ND AUGUST, 2025.

ORDER :

1. Mr. Karl Tamboly, the learned Counsel appearing for the

Plaintiffs states that though this Court by Order dated 12th August 2025 had permitted the Applicants / Plaintiffs to carry out amendment in the Suit in accordance with schedule 1 of the Interim Application by 13th August, 2025, the amendment had been carried out in the Plaint but the Registry had not permitted the Applicants / Plaintiffs to carry out amendment in the Interim Application. He has tendered draft amendment which is taken on record and marked 'X' for identification.

2. The proposed amendment to the Interim Application is in line with the amendment in the Plaint and accordingly, the Applicants / Plaintiffs are directed to carry out the amendment in the Interim Application in terms of the draft amendment marked 'X'. Re-verification is dispensed.

3. Considering that the proposed Defendant No.6 has sought for time on the ground that the amended Plaint and now amended Interim Application has just been made available to the Defendant No.6, the matter is being adjourned.

4. Till, the next date, the Defendant No.6 shall not create

any third party rights in respect of the Shop No.4. The rights and contentions of the parties are kept open.

5. Place the Interim Application for further consideration on 26th August, 2025, high on board.

[R.I. CHAGLA J.]