

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
INTERIM APPLICATION NO. 7479 OF 2025
IN
COMMERCIAL SUMMARY SUIT NO. 14 OF 2025

Shri Dutt India Pvt Ltd ... Applicant

Versus

Bhima Sahakari Sakhar Karkhana Ltd ... Respondent

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Mr. Shekhar Jagtap, Advocate for the Applicant/Plaintiff.
None for the Respondent.

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CORAM : ABHAY AHUJA, J.

DATE : 1 APRIL 2026

PC. :

1. When the matter is called out, Mr. Jagtap, learned Counsel, appears for the Plaintiff and submits that since the appearance has been entered on behalf of the Defendant in the Summary Suit beyond the statutory period of ten days on 19th December 2025, although the service was effected on the Defendant on 21st October 2025, he has instructions not to pursue the Interim Application under Order XXXVIII Rule 2(3) and urges this Court to pass a decree in the sum mentioned in the summons together with interest and costs.

2. However, upon a query from this Court to Mr. Jagtap after perusing the plaint, whether the Plaint in the Suit complies with the requirements under Order XXXVII Rule 2(1)(a) to (c), Mr. Jagtap seeks some time to take instructions.
3. Let instructions be taken by the next date.
4. List on **22nd April 2026**.

(ABHAY AHUJA, J.)