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

INTERIM APPLICATION NO. 1234 OF 2019

IN

SUIT NO. 3 OF 2010

Mumtaz Daughter Of Riyazuddin And Wife Of
Suleman Khan And Anr. ... Applicants

In the matter between

Mumtaz Daughter Of Riyazuddin And Wife Of
Suleman Khan And Anr. ... Plaintiffs

Vs.

Jamaluddin Riyazuddin Sheikh And Ors. ... Defendants

WITH

INTERIM APPLICATION NO. 1360 OF 2020

IN

SUIT NO. 3 OF 2010

Jamaluddin Riyazuddin Sheikh And Ors. ... Applicants

In the matter between

Mumtaz Daughter Of Riyazuddin And Wife Of
Suleman Khan And Anr. ... Plaintiffs

Vs.

Jamaluddin Riyazuddin Sheikh And Ors. ... Defendants

Mr. Shreepad Murthy a/w Mr. Abhishek Patil i/b Omkar Khaiyam Shaikh for
Plaintiff & Applicant in IA/1234/2019.

Mr. M. M. Vashi, Senior Advocate a/w Ms. Itisha Ranka and Ms. Panthi Desai
i/b M/s. M. P. Vashi for Defendants.

CORAM : FARHAN P. DUBASH, J.

DATE : 14th JANUARY 2026

P.C.:

INTERIM APPLICATION NO. 1360 OF 2020

1. The present Interim Application has been preferred by the Applicants/Original Defendants who seek to correct Paragraph-1(c) of the order dated 14th July 2016 by modifying the words “2/7th of the license fees/compensation” to “1/6th of the license fees/compensation”.

2. I have heard both the parties at length. By consent, it is decided that this Court is not required to give any reasons for the order. Accordingly, the following order is passed:

ORDER

- (i) The Interim Application is rejected with no order as to costs.
- (ii) Mr. Vashi, learned Senior Counsel who appeared on behalf of the Applicants/Original Defendants seeks time till 30th January 2026 to comply with the order dated 14th July 2016 and deposit the amount equivalent to 2/7th of the license fees/compensation, as directed in Paragraph-1(c) thereof. The said statement is accepted and the Defendants are permitted to deposit the said amount in the office of the Prothonotary and Senior Master of this Court, on or before 30th January 2026.

INTERIM APPLICATION NO. 1234 OF 2019

3. This Interim Application has been taken out for various reliefs on the premise that the Defendants have willfully breached the order dated 14th July 2016 passed in Notice of Motion No. 1639 of 2011.

4. Considering the order that was passed today in Interim Application No. 1360 of 2020, list this Interim Application for further consideration on 11th February 2026.

SUIT NO. 3 OF 2010

5. By consent of parties, the following order is passed:

- (i) Mr. Sunny Shah, an Advocate practicing in this Court is hereby appointed as Court Commissioner to complete the recording of evidence of the parties.

6. Parties inform this Court that PW-1 has been cross-examined and cross-examination of Plaintiff No. 1 (PW-2) is underway.

7. Mr. Vashi, states that he would be in a position to conclude the cross-examination of PW-2 in one sitting.

8. Let the cross-examination of PW-2 be concluded on or before 15th February 2026.

9. The Defendants shall thereafter file the witness statements of all their witnesses and serve a copy on the other side on or before 15th March 2026.
10. Stand over to 16th March 2026.

(FARHAN P. DUBASH, J.)

Shubham Gadhavepatil