

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

SUIT NO. 156 OF 2024

Prashant Mehta

...Plaintiff

V/s.

K. Ashar And Co. Advocate and Solicitors

...Defendant

WITH

INTERIM APPLICATION NO. 3238 OF 2024

WITH

INTERIM APPLICATION (L) NO. 31444 OF 2024

WITH

INTERIM APPLICATION (L) NO. 28394 OF 2024

WITH

INTERIM APPLICATION (L) NO. 27406 OF 2024

WITH

INTERIM APPLICATION (L) NO. 32673 OF 2023

WITH

INTERIM APPLICATION (L) NO. 1860 OF 2024

Mr. Devashish Trivedi with Mr. Monish Bhatia for the Plaintiff.

Mr. Kevik Setalwad, Senior Advocate with Mr. dharam Jumani, Mr. Mihir Nerurkar, Mr. Rushikesh Dusane, Ms. Neha Rautela i/b Atama Law Associates for Defendant No. 6-HDFC Bank.

Mr. Virag Tulzapurkar, Senior Advocate with Ms. Kriti Kalyani, Mr. Chintan Gandhi and Ms. Diva Shukla i/b Shardul Amarchand Mangaldas and Co. for the Defendants No. 7 to 10.

Mr. Arshad Shaikh, Senior Advocate with Mr. Aditya Udeshi and Mr. Rahul Sanghvi i/b Mr. Sanjay Udeshi & Co. for the Defendant No. 19.

CORAM : ABHAY AHUJA, J.

DATE : 12<sup>th</sup> MARCH, 2025

**P.C.** :

Interim Application (L) No. 1860 of 2024

1. Pursuant to the orders dated 28<sup>th</sup> January, 2025 and 5<sup>th</sup> February, 2025, today when the matter is called out, Mr. Trivedi, learned Counsel appears for the Plaintiffs and at the outset points out to this Court that

against the order dated 28<sup>th</sup> January, 2025 a Special Leave Petition was preferred, which has been rejected. Copy of the order of the Hon'ble Supreme Court dated 24<sup>th</sup> February, 2025 is tendered across the bar, which indicates that the Hon'ble Supreme Court has dismissed the Special Leave Petition and disposed of the pending applications recording that the Bench of the Hon'ble Supreme Court was not inclined to interfere with the order passed by this Court.

2. Thereafter, Mr. Trivedi, learned Counsel points out that in paragraph 8 of the order dated 28<sup>th</sup> January, 2025 of this Court, it had been recorded that the learned Senior Counsel for the Plaintiffs had sought some time to take instructions on the suggestion of the Court. Mr. Trivedi submits that he has instructions to pursue the Suit in as much as there is also a claim for damages and he would therefore argue the matter not only for taking off the purported defamatory post by the Defendants no. 20 to 27, but also for the damages.

3. Mr. Trivedi, however, submits that there is an Interim Application (L) No. 1860 of 2024 seeking to implead the Respondents therein viz. Google India Private Limited and X Corp as party Defendants No. 28 and 29 to the Suit.

4. Upon a query from the Court whether the Interim Application has been served upon all the parties including the proposed Defendants, Mr. Trivedi fairly submits that the parties have been served by e-mail, however, learned Counsel admits that no affidavit of service has been filed.

5. Since none appears for the proposed Defendants, this Court directs the Plaintiffs / Interim Applicants to serve this Interim Application to the parties including the proposed Defendants through the Indian Postal System and file an appropriate affidavit of service in this regard by the next date.

6. List on **9<sup>th</sup> April, 2025.**

**(ABHAY AHUJA, J.)**

Digitally  
signed by  
NIKITA  
YOGESH  
GADGIL  
Date:  
2025.03.12  
19:07:49  
+0530