

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

**INTERIM APPLICATION NO. 7180 OF 2025  
IN  
SUMMARY SUIT NO. 3408 OF 1999**

**ICICI Bank Ltd.** **...Applicant**  
**V/s.**  
**Walsons Industries Product Inc.** **...Respondent**  
Mr. Faizal Ali Sayyed for the Applicant.

**CORAM** : **ABHAY AHUJA, J.**  
**DATE** : **23<sup>rd</sup> DECEMBER, 2025**

**PC.** :

1. This Interim Application has been filed by the Defendant in the Suit seeking dismissal of the Summary Suit No. 3408 of 1999.
2. When the matter is called out, Mr. Sayyed, learned Counsel appears for the Applicant and submits that although the information that the Defendant has merged with the Applicant was furnished to the Plaintiff, however, till date the Plaintiff has not amended the Plaint and the proceedings and that there is no progress also in the Suit which should have been listed for framing of issues.
3. Upon a query from the Court to Mr. Sayyed, as to whether this Application has been served, Mr. Sayyed submits that the Application could not be served as the Plaintiff is not from India and that the e-mail address as well as the physical address of the Plaintiff is not traceable

from the internet as well. That even the attempt to serve the Advocate on record have not been fruitful as the packets have been returned as left. Mr. Sayyed submits that some time be granted to take steps for substituted service.

4. At his request, list on **17<sup>th</sup> February, 2026**. List the Suit also on the next date for framing of issues.

5. Let draft issues be exchanged in advance.

**(ABHAY AHUJA, J.)**

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signed by  
NIKITA  
YOGESH  
GADGIL  
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