

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION**

**INTERIM APPLICATION (L) NO. 35904 OF 2024
IN
TESTAMENTARY SUIT NO. 105 OF 1998**

Vaibhav Patel	... Applicant
In the matter between	
Vaibhav Dayabhai Patel	... Plaintiff
V/s.	
Wavell Joseph Pereira and Ors.	... Respondents
And	
Shree Nityanand CHSL & Ors.	... Co-Respondents

Ms. Esha Malik a/w Mr. Austin Fernandes for Defendant No.3

CORAM : FARHAN P. DUBASH, J.

DATE : 5th FEBRUARY 2026

P.C. :

1. Mentioned. Not on Board. Taken on Board.
2. Ms. Esha Malik, learned Counsel appears on behalf of Defendant No.3 and informs this Court that Mr. Ramesh Shah who is directed to remain present in Court on 9th February 2026 vide order dated 2nd February 2026 is suffering from some medical complications and as a result thereof, he will

not be in a position to attend Court on that day and she accordingly seeks postponement of the said hearing till 13th February 2026.

3. Considering this, this Court is inclined to accede to her request and accordingly the matter is adjourned to 13th February 2026 on which date, Mr. Ramesh Shah shall remain present at 3.00 p.m.

4. Notice of this listing shall be given by her to the Advocates for the Plaintiffs.

5. Stand over to 13th February 2026 at 3.00 p.m.

(FARHAN P. DUBASH, J.)

Jyoti Pawar