



Sayali Upasani

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

**INTERIM APPLICATION NO.4907 OF 2022
WITH
INTERIM APPLICATION (L) NO.38845 OF 2022
WITH
INTERIM APPLICATION NO.1262 OF 2023
IN
COMAS NO.41 OF 2022**

Kroll Trustee Services Ltd

...Plaintiff

Vs.

M. V. Aeon (IMO No.9576818)

...Defendant

Mr. Prashant Pratap, Senior Counsel with Mr. Shyam Kapadia, Mr. Nishaan Shetty, Mr. Pabitra Dutta, Mr. Raghvendra Desai i/b Bose and Mitra and Co., for Plaintiff.

Mr. Dhruva Gandhi i/b M/s. Sujit Lahoti and Associates, for Applicants in IA/1262/2023.

Mr. Navroz Seervai, Senior Counsel with Ms. Neha Bhosle, Mr. Disha Parekh and Laveena Tejwani and Anish Didwania i/b NDB Law for Applicant in IAL/38845/2022.

Mr. Yazdi Jijina i/b Mulla and Mulla and C.B.C., for Defendant.

CORAM:- N. J. JAMADAR, J.

DATED:- 27th OCTOBER, 2023

PC:-

- 1) Heard the learned Counsel for the parties.
- 2) Mr. Seervai, the learned Senior Counsel for the applicant in IAL No.38845 of 2022 in COMAS No. 41 of 2022 seeks leave to tender additional affidavits.

Leave granted.

- 3) Additional affidavits are taken on record.
- 4) The copies of the additional affidavits have already been served on the plaintiff in COMAS No. 41 of 2022.
- 5) Mr. Pratap, the learned Senior Counsel for the plaintiff seeks leave to tender the affidavits-in-reply to the additional affidavits filed on behalf of the applicant in IAL No.38845 of 2022.

Leave granted.

- 6) Affidavits-in-reply are taken on record.
- 7) Mr. Seervai, concluded the submissions on behalf of the applicant.
- 8) Stand over to 4th November, 2023.

[N. J. JAMADAR, J.]