

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

**INTERIM APPLICATION NO.2728 OF 2026
IN**

SUIT NO.309 OF 2025

WITH

INTERIM APPLICATION NO. 2726 OF 2026

IN

SUIT NO. 309 OF 2025

WITH

INTERIM APPLICATION NO. 2723 OF 2026

IN

SUIT NO. 309 OF 2025

WITH

INTERIM APPLICATION NO. 2724 OF 2026

IN

SUIT NO. 309 OF 2025

WITH

INTERIM APPLICATION NO. 2729 OF 2026

IN

SUIT NO. 309 OF 2025

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BASAVRAJ
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Tushar Kokane

... Applicant

In the matter between:

Ascent Meditech Ltd.

... Plaintiff

Versus

Sebastian Joseph & Ors.

... Defendants

Mr. Prabhakar Jadhav for the Applicants in IA/2728/2026,
2726/2026, 2723/2026, 2729/2026

Mr. Vighnesh Kamat i/b. Parag More for the Applicant in
IA/2724/2026

Mr. Karthik Kiran Pillai i/b. Pragnya Legal for the Plaintiff
Mr. Shamant Satiya i/b. Priyansh Jain for Defendant No.1

CORAM : ARIF S. DOCTOR, J.
DATE : 21st AUGUST, 2026

P.C.

1. These interim applications seek condonation of delay of 68 days in filing of the written statement of Defendant Nos.2, 3, 5, 6 and 8. The learned counsel for the Plaintiff does not seek time to file Reply-Affidavit but only contends that the delay has not been sufficiently explained.

2. Having perused the Interim Applications and having noted that firstly, the delay is not inordinate and in my view, the same has sufficiently been explained in paragraph Nos.2 and 3 of the Interim Applications as also having noted the fact that Defendant No.1 has not yet been served with the writ of summons, I find no prejudice would be caused in allowing the present Interim Applications. The substantial interest of justice would best be served if the Defendants are afforded an opportunity to contest

the Suit on merits.

3. The delay in filing the written statement is condoned. The Interim Applications are, accordingly, disposed of.

[ARIF S. DOCTOR, J.]