

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

**INTERIM APPLICATION NO. 494 OF 2022
IN
COMMERCIAL SUMMARY SUIT NO.95 OF 2020**

BASF India Ltd. .. Applicant /Plaintiff
v/s.
Vijaya Sai Fertilisers .. Respondent/Defendant

Mr. Zoheb Khatri i/b. Indian LLP for the applicant.

**CORAM : A. K. MENON, J.
DATED : 20TH APRIL, 2022.**

P.C. :

1. The learned counsel for the applicant seeks leave to amend to implead the sole proprietor as defendant no.2. He submits that he will serve writ of summons. Accordingly, I pass the following order;

(i) IA is allowed in terms of prayer clause (a).

(ii) Amendment to be carried out within four weeks from today.

Re-verification is dispensed with.

(iii) If the amendment is carried out, issue fresh writ of summons .

(iv) Writ of summons shall be served by personal service.

(v) IA is disposed in the above terms.

(A. K. MENON, J.)