

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
APPEAL NO. 5 OF 2023
IN
INTERIM APPLICATION NO. 2910 OF 2021
WITH
INTERIM APPLICATION (L) NO.477 OF 2023
IN
APPEAL NO.5 OF 2023**

Rosy John Gomes And 9 Ors ...Appellants
Versus
Ajay Gokuldas Shah And Anr ...Respondents

WITH
APPEAL NO. 6 OF 2023
IN
INTERIM APPLICATION NO. 626 OF 2021
WITH
INTERIM APPLICATION (L) NO.495 OF 2023
IN
APPEAL NO.6 OF 2023

Roslyn Wilfred Gonsalves ...Appellant
Versus
Ajay Gokuldas Shah ...Respondent

Mr. K. T. Kukreja a/w Mr. Suraj Dube and Ms Chandni Sabnani i/b Mr. Sharath Pai for appellant.

Mr. Pesi Modi, Senior Advocate, a/w Mr. Neville Laskhari and Mr. Meit Sampat i/b Little & Co. for Respondent Nos.1, 2 and 17 in APP/5/2023.

Ms Samidra Surve a/w Mr. Meit Sampat i/b Little & Co. for Respondent Nos.1, 2 and 17 in APP/6/2023.

Mr. S. A. Jabbar a/w Mr. Parag S Gosar i/b Mr. Jayesh Vyas for Respondent Nos. 20 and 21.

**CORAM : K.R. SHRIRAM &
RAJESH S. PATIL JJ
DATED : 11th JANUARY 2023**

PC. :

1 After the appeals were heard for sometime, Mr. Kukreja on instructions seeks leave of the court to withdraw the appeals with liberty to take out the review petitions, if advised. Mr. Mody states if at all, the petitions are taken out, his clients will oppose any such petition.

2 Appeals dismissed as withdrawn with liberty as prayed for. Appellant may file review petitions as advised and respondent, as advised to oppose any such action that appellant may commence. We clarify that we have not made any observations even on the maintainability of any such action.

3 The Learned Single Judge is requested to proceed with the hearing of notice of motion no.401 of 2014 and notice of motion no.616 of 2014 expeditiously as per court's convenience.

4 All interim applications disposed.

(RAJESH S PATIL, J.)

(K.R. SHRIRAM, J.)