

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

INTERIM APPLICATION NO. 1995 OF 2024

IN

SUIT NO. 121 OF 2017

Shree Gurudutta Police Co-operative
Housing Society Ltd. ... Applicant

In the matter between :

Leena Gupta and others ... Plaintiffs

Versus

Saaga Infra Projects Pvt. Ltd. and another ... Respondents

WITH

NOTICE OF MOTION NO. 382 OF 2017

IN

SUIT NO. 121 OF 2017

Mr. Aseem Naphade alongwith Mr. Saurabh Utangale and Mr. Ayman Khan and Mr. Omar Khaiyam Shaikh, Advocates for the Defendant No.15 and for the Applicants in IA-1995-2024.
Ms. Lakshmi Murali alongwith Ms. Priyanka Pawar for the Plaintiffs.
Mr. Anirudh Hariani, Advocate for the Official Liquidator.
Mr. Anil Bhagure, Assistant Official Liquidator, present.

CORAM : ABHAY AHUJA, J.
DATE : 9 OCTOBER 2024

P.C. :

1. Today, when the matter is called out, this Court is informed that since leave under Section 446 of the Companies Act, 1956 has not

been obtained as yet this Suit/Interim Application/Notice of Motion cannot be proceeded with.

2. Ms. Lakshmi Murali, learned Counsel, appears for the Plaintiffs and submits that the Interim Application filed on behalf of the Plaintiffs seeking leave under Section 446 of the Companies Act, 1956 is listed on 29th November 2024.

3. Mr. Hariani, learned Counsel, appears for the Official Liquidator and submits that there is another Interim Application (L) No. 27872 of 2024 served upon the Official Liquidator also seeking leave under Section 446 of the Companies Act, 1956 filed on behalf of Defendant No.15-Society which may also be listed on 29th November 2024. In this view of the matter, list the Suit alongwith the connected Interim Application and the Notice of Motion as well as the Interim Application (L) No. 27872 of 2024 on **29th November 2024**.

4. Let the reply(ies) as well as rejoinder(s) be exchanged by the next date.

5. Previous orders of restraint, if any, to continue until further orders.

(ABHAY AHUJA, J.)