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

SUMMONS FOR JUDGEMENT NO.36 OF 2023
IN
COMMERCIAL SUMMARY SUIT NO.87 OF 2022
WITH
INTERIM APPLICATION NO.434 OF 2025
WITH
COMMERCIAL SUMMARY SUIT NO.87 OF 2022
WITH
INTERIM APPLICATION NO.5544 OF 2025
WITH
INTERIM APPLICATION NO.5319 OF 2025
WITH
LEAVE PETITION NO.10 OF 2021

Tata Capital Limited (Formerly known as Tata Capital Financial Services Limited) …Plaintiff

Versus

Priyanka Communications (India) Pvt. Ltd and Ors. ...Defendants

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Mr.Chetan Kapadia, Senior Advocate (through V.C.) with Mr. Aman Saraf, Mr. Aagam Mehta, Ms. Aishwarya Mehta i/b Manilal Kher Ambalal & Co. for the Plaintiff.
Ms. Rehmat Lokhandwala a/w Mr. Abuzar Khan for Defendant No.1.

CORAM : ABHAY AHUJA, J.

DATED : 24th SEPTEMBER 2025

P.C.:

1. When this matter is called out, Ms. Rehmat Lokhandwala, learned counsel appearing for Defendant No.1 submits that instructions have been

taken and the Defendants are not desirous of referring the Suit(s) to an Arbitrator and that the Defendants would like to pursue the Interim Application under Order VII Rule 11 of the Code of Civil Procedure, 1908.

2. Ms. Rehmat Lokhadwala, also submits that Mr. J.P. Sen, learned Senior counsel, had continued his arguments in support of the said application earlier, however, on the next date, Mr. Somiran Sharma, learned counsel would continue arguments in the said application.

3. Mr. Chetan Kapadia, learned Senior Counsel appearing for the Plaintiff submits that he would make his submissions after the Applicant(s) have concluded their arguments in the application filed under Order VII Rule 11 of the Code of Civil Procedure, 1908.

4. List on **26th November 2025** for continuing the arguments.

[ABHAY AHUJA, J.]

Rajesh Chittewan, P.S.

RAJESH VASANT CHITTEWAN
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