



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

INTERIM APPLICATION NO. 3267 OF 2025
IN
COMMERCIAL IP SUIT (L) NO. 5457 OF 2025

Tushar Rajesh Mundada and Anr.

... Applicants.

In the matter between:

... Plaintiff.

Bisleri International Private Limited

Versus

Tushar Rajesh Mundada and Anr.

... Defendants.

*Mr. Prathamesh Mandlik i/by Mr. Nitesh Bhutekar for Applicants-Defendants.
Mr. Vinod Bhagat a/w. Ms.Sonam Pradhan for the Plaintiff.*

Coram : Sharmila U. Deshmukh, J.

Date : July 23, 2025

P.C. :

1. Interim Application has been preferred by the Defendant seeking condonation of delay of 86 days caused in filing of the written statement and the counter-claim.
2. Mr. Bhagat, learned counsel appearing for the Plaintiff submits that writ of summons has not yet been served upon the Plaintiff and therefore it cannot be said that there is any delay. The application appears to have been filed by way of abundant precaution. The statutory of 120 days not having been elapsed, the delay of 86 days can be condoned and is hereby condoned.
3. Interim Application is allowed in terms of prayer clause "a" and "b" of the Application.

[Sharmila U. Deshmukh, J.]