IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL JURISDICTION

INTERIM APPLICATION NO.3861 OF 2025

IN

COMMERCIAL EXECUTION APPLICATION NO.38 OF 2017

Kiran Ranchoddas Ganatra …Applicant

Versus

E Square Leisure Private Ltd. Formerly Known As Ganatra Hotels Pvt.Ltd. …Respondent

WITH

INTERIM APPLICATION NO.4893 OF 2025

IN

COMMERCIAL EXECUTION APPLICATION NO.38 OF 2017

E Square Leisure Pvt Ltd …Applicant

Versus

Kiran Ranchodas Ganatra …Respondent

Mr. Nirman Sharma a/w Tanjul Sharma a/w Netra Haldankar i/b M/s. Dhruve Liladhar & Co., for the Applicant (in IA/3861/2025 and COMEX/38/2017) and for the Respondent (in IA/4893/2025)
Dr. Veerendra Tulzapurkar, Senior Counsel a/w Prakash Shah, Senior Counsel a/w Sandeep Parikh a/w Durgaprasad Poojari i/b PDS Legal, for the Applicant (in IA/4893/2025) and for the Respondents (in IA/3861/2025).

CORAM: MADHAV J. JAMDAR, J.
DATED : 19th NOVEMBER 2025

PC:-

1. The Interim Application is taken out seeking the permission to amend the Commercial Execution Application. The proposed amendment is concerning subsequent events.

2. Dr. Tulzapurkar, learned Senior Counsel submits that the Respondents are not admitting the contents of the amendment. However, as per the settled legal position while dealing with Amendment Application merits are not required to be considered. The proposed amendment is concerning subsequent developments.

3. Accordingly, the Interim Application is allowed in terms of Prayer Clause "A".

4. The amendment be carried out within a period of two weeks from today and amended copy to be served on the Respondents within said period.

5. Accordingly, the Interim Application is disposed of in above terms with no order as to costs.

6. Commercial Execution Application No.38 of 2017 be placed on board on 03rd December 2025.

[MADHAV J. JAMDAR, J.]