

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

INTERIM APPLICATION NO. 3889 OF 2025
IN
COMMERCIAL SUMMARY SUIT NO. 528 OF 2017

IIFL FINANCE LIMITED)...APPLICANT
IN THE MATTER BETWEEN
MILESTONE REAL ESTATE FUND)...PLAINTIFF

V/s.

CHAUBEY REALTIES PRIVATE LIMITED AND ORS.)...DEFENDANTS

Mr.Mudit Ahuja i/by Vertices Partners, Advocate for the Applicant /
Plaintiff.

None for the Respondent.

CORAM : ABHAY AHUJA, J.

DATE : 13th OCTOBER 2025

PC. :

1. Mr.Mudit Ahuja, learned Counsel, appears for the Applicant and submits that the Applicant seeks substitution in place of the earlier Plaintiff, in view of the Assignment Agreement dated 6th September 2023.

2. Having heard the learned Counsel and having considered the submissions and having perused the application, this Court is of the view that the Interim Application be allowed in terms or prayer clauses (a) and (b) which read thus :

“(a) That this Hon’ble High Court may be pleased to allow the Applicant to delete the name of the present Plaintiff and add in its place the name of the Applicant as the Plaintiff in the captioned Summary Suit.

(b) That this Hon’ble High Court may be pleased to allow the Applicant to carry out any consequential amendment.”

3. Let the amendment be carried out forthwith.
4. Re-verification is dispensed with.
5. The Interim Application accordingly stands allowed and disposed as such.

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6. Mr.Mudit Ahuja, learned Counsel appears for the Plaintiff and seeks to withdraw the Suit.
7. The Suit is allowed to be withdrawn and stands disposed as such.
8. Refund of Court fees as per rules.

(ABHAY AHUJA, J.)