

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

INTERIM APPLICATION NO. 719 OF 2025

IN

COMMERCIAL IP SUIT NO. 246 OF 2023

Khimji Velji Shah

...Applicant

Versus

Bharat Devji Chaudhary

...Defendant

Mr. Sharad Bansel a/w Deepak Shukla i/b B.N. Shukla & Co. for Plaintiff.

Ms. Minal Chandani (Through VC) a/w Rajesh Ranglani for Defendant.

CORAM	:	ARIF S. DOCTOR, J.
DATE	:	27 th JANUARY, 2026

P.C.

1. It was pointed out that despite the order dated 15th October, 2025, of permitting reply to be filed on payment of costs of Rs. 15,000/-, the costs have not been paid.

2. Ms. Chandani submits that, she has instructions to make payment of the costs within the course of tomorrow and also the Affidavit-in-Reply be taken on record.

3. Learned counsel for the Plaintiff points out that the Defendant has been taking time since January, 2025 to file Affidavit-in-Reply and if the Court is inclined to grant any further extension of time, the same should be subject to

payment of costs, he is correct in his submission.

4. The order dated 15th October, 2025 and 19th November, 2025 made clear that the Defendant had been granted more than adequate time, however, had failed on one ground or the other to file Affidavit-in-Reply. Hence, I shall grant further extension of time subject to payment of additional costs of Rs. 15,000/-, the same shall be paid in terms of the previous order.

5. Liberty to file Rejoinder if any in the Registry.

6. Stand over to **10th February, 2026**. No further time shall be granted.

[ARIF S. DOCTOR, J.]