



IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORIGINAL SIDE

WRIT PETITION NO. 915 OF 2023

Darshan Lalit Gandhi. ... Petitioner.  
V/s.  
Union of India and others. ... Respondents.

Mr.Zal Andhyarujina, Senior Advocate with Shruti Sardesai, Shadab Peerzade, Ravindra Khilare i/b. Munir Merchant for the Petitioner.

M.S.Bhardwaj with Anamika Malhotra for Respondent Nos.1 and 5.  
P.B.A. Srinivasan for Respondent No.3.  
Nishit Dhruva, Niyati Merchant, Harsh Sheth i/b. MDP & Partners for Respondent No.6.

**CORAM :** NITIN JAMDAR AND  
ABHAY AHUJA, JJ.

**DATE :** 13 April 2023.

**P.C. :**

On 27 March 2023, we have passed the following order:

“ Before we proceed to examine the matter further, we note that the Petitioner has filed interlocutory application no. 33 of 2021 seeking the identical reliefs which are sought in the Petition. Learned Senior Advocate for the Petitioner states that if this application is granted, most of the reliefs sought for in this petition will stand worked out.

2 Learned counsel for the Respondents seeks time.

3 Hearing of this Petition is deferred to 13 April 2023. By then we expect that Respondent No.5-National Company Law

Tribunal (“NCLT”) would take up the interlocutory application for consideration.

4 In the meanwhile, Petitioner will give notice to the Respondents and file affidavit of service.”

2. We are informed that National Company Law Tribunal (NCLT) has placed the application on board on 3 May 2023. The learned counsel for the Respondents, who appears on notice, states that the Petitioner has not made a specific application requesting the Tribunal for early hearing. We were not aware of this fact when we made observation in the order, however, since the application is fixed by the NCLT on 3 May 2023 and the learned counsel who are before us state that they are ready to go on with application, we defer the hearing of this petition till 4 May 2023 awaiting the outcome of the application. Learned counsel for the Petitioner states that a request in writing would be placed on record of the NCLT for early hearing of the application.

(ABHAY AHUJA, J.)

(NITIN JAMDAR, J.)