

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**NOTICE OF MOTION NO. 738 OF 2015
IN
SUMMARY SUIT NO. 480 OF 2013**

Synergy Industrial Materials and Services
Pte Ltd.

.. Applicant

In the matter between :

Synergy Industrial Materials and Services
Pte Ltd.

.. Plaintiff

Vs.

M/s. P & D Conductors

.. Defendant

Mr.Manish Bohra i/b A.S. Khan & Associates for plaintiff.

CORAM : K.R.SHRIRAM, J.

DATE : 21ST JULY, 2015

P.C.

1 This notice of motion is taken out on behalf of the plaintiff for recalling the order dated 12.08.2014 dismissing the suit since nobody was present for the parties. The counsel for the plaintiff states that a copy of the notice of motion has been served upon the defendant and has filed an affidavit of one Lalbuhar Vishnu Sodha affirmed on 20.07.2015 confirming service upon the defendant. The said affidavit is taken on record.

2 For reasons mentioned in the affidavit in support, the notice of motion is allowed in terms of prayer clauses (a) and (b). The suit is restored to file. The office to issue fresh writ of summons returnable within three weeks.

(K.R. SHRIRAM, J.)