

Shephali

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION
NOTICE OF MOTION NO. 49 OF 2015
IN
TESTAMENTARY SUIT NO. 58 OF 2012
IN
TESTAMENTARY PETITION NO. 294 OF 2011**

Devang Rajendra Dave	...Applicant
<i>In the matter between</i>	
Devang Rajendra Dave	...Plaintiff
<i>Versus</i>	
Kanchanlal Bhogilal Mehta	...Defendant

None for the Plaintiff.
Mr. Subodh Joshi, i/b S. R. Pandey, for the Defendant.

CORAM: G.S. PATEL, J
DATED: 28th July 2015

PC:-

1. There is an inadvertent error in paragraph 2 of the order of 17th July 2015. The name of the second attesting witness is ***Mr. Harshvardhan Shah.***

2. The Suit was kept today for dismissal along with the Notice of Motion by an order passed yesterday, when, too, none appeared for the Plaintiff. The name of the Plaintiff and his Advocate are correctly shown. Both names are called out. None appears.

3. The Suit and the Notice of Motion are both dismissed. No order as to costs.

4. The original notice sent by Mr. Pandey, learned Advocate for the Defendant to the Advocate on record of the Plaintiff is taken on record along with its acknowledgement.

(G. S. PATEL, J.)