

Shephali

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION
NOTICE OF MOTION NO. 80 OF 2015
IN
TESTAMENTARY SUIT NO. 93 OF 2014**

Mrs. Nusrat Javed Malik	...Applicant
<i>In the matter between</i>	
Mrs. Nusrat Javed Malik	...Plaintiff
<i>Versus</i>	
Salim M. S. Shaikh & Anr.	...Defendants

Mr. V.V. Kanade, *a/w Mr. S. J. Chaurasia, for the Applicant.*
Mr. M. L. Palan, *a/w Mr. M. K. Khatri, i/b M/s. M. K. Khatri & Co.,*
for the Defendants.

CORAM: G.S. PATEL, J
DATED: 14th July 2015

PC:-

1. At the hearing of this ad-interim application yesterday, I found that the Petition as also the Notice of Motion had been filed by the Constituted Attorney, one Mr. Bharat Talakshi Vora, of the Plaintiff, Mrs. Nusrat Javed Malik. I directed both the Plaintiff and her Constituted Attorney to remain present in Court today. They are both present. Mrs. Malik confirms that she gave the Power of

Attorney to Mr. Vora and authorised him to file this Petition on her behalf as also to file the Notice of Motion.

2. On instructions, Mr. Kanade, learned counsel on behalf of the Plaintiff, seeks leave to withdraw the Notice of Motion with liberty to file a fresh Notice of Motion with suitably framed prayers. Leave granted with liberty as prayed.

(G. S. PATEL, J.)