

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

NOTICE OF MOTION NO.1693 OF 2013
IN
NOTICE OF MOTION NO.1751 OF 2012
IN
SUIT NO.4889 OF 1999

Union Bank of India **Applicants**

In the matter between:

Premji Khepar Ruparel **Plaintiff**

V/s

Union Bank of India **Defendants**

Mr. Hemant Sethi for Plaintiff.

Mr. N.N. Amin i/b M/s. N.N. Amin & Co. for Applicants/Defendants.

CORAM : A.A. SAYED, J.

DATED : 19 JANUARY 2015

P.C.

1 The above Notice of Motion has been taken out by the Defendants to restore the earlier Notice of Motion being Notice of Motion No.1751 of 2012 which was dismissed for default by an order dated 5 October 2012. The Notice of Motion has been filed on 6 December 2013.

2 Learned Counsel for the Plaintiff states that he would leave it to this Court to pass appropriate orders in the above Notice of Motion. For the reasons stated in the Affidavit-in-support of the Notice of Motion, the same is

allowed. Consequently, the order dated 5 October 2012 shall stand set aside and Notice of Motion No.1751 of 2012 is restored to file. List the Notice of Motion No.1751 of 2012 on 2 February 2015.

3 Notice of Motion No.1693 of 2013 is disposed of accordingly.

(A.A. SAYED, J.)

katkam