

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

**CHAMBER SUMMONS NO.409 OF 2016
WITH
NOTICE OF MOTION NO.2145 OF 2015
IN
SUIT NO.489 OF 2015**

Kusum Mohanlal Bhatiya & Anr.Applicants/Plaintiffs

V/s.

Kamal Mohanlal Bhatiya & Ors.Defendants

Mr. Cyrus Ardeshir a/w. Mr. Atul Daga i/b. Kanga & Co. for the applicants/plaintiffs.

Mr. Sharan Jagtiani a/w. Mr. Vishesh Kalra and Mr. Subit Chakrabarti i/b. Vidhii Partners for the defendants.

CORAM : K.R.SHRIRAM,J

DATE : 9th AUGUST, 2016

P.C.:-

CHAMBER SUMMONS NO.409 OF 2016

1 This chamber summons is taken out for leave to amend the
plaint and the notice of motion no.2145 of 2015. The counsel for the
defendants has no objection provided all their rights and contentions
be kept open.

2 The chamber summons is accordingly disposed by keeping
open all rights and contentions of the defendants.

3 The amendments to be carried out and copy of the amended plaint and amended notice of motion to be served within two weeks from today.

4 The defendants to file their written statement and serve a copy thereof upon the plaintiffs within four weeks of receiving copy of the amended plaint. Further affidavit in reply to the notice of motion to be filed and copy served within two weeks of receiving copy of the amended notice of motion. Rejoinder, if any to be filed and copy served within one week thereafter.

5 The notice of motion no.2145 of 2015 be listed for hearing on 22nd September, 2016.

(K.R.SHRIRAM,J)