

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

**NOTICE OF MOTION NO.701 OF 2010  
IN  
SUIT NO.563 OF 2010**

Dr. Mrs. Alka Sudhir Shintre ....Plaintiff

V/s.

Smt. Shobha Shashikant Dhere & Ors. ....Defendants

----

Ms. Ayodhya Patki i/b. Nitesh Bhutekar for the plaintiff.  
None for the defendants.

----

**CORAM : K.R.SHRIRAM,J**

**DATE : 9<sup>th</sup> JUNE, 2016**

**P.C.:-**

1           The suit is for partition. The motion has been pending since the year 2010. The plaintiff has not even moved for any ad-interim relief. Moreover no explanation is coming forth as to why the prayer as sought in the notice of motion should be given after six years of filing the suit. Moreover, the suit as against defendant nos.1,2 and 3 has been transferred to the list of undefended suits whereas the defendant no.4 is the only defendant, who has filed the written statement.

2           In the circumstances, the notice of motion is dismissed.

3           The plaintiff and the defendant no.4 to file their respective affidavit of documents and compilation of documents on or before

1<sup>st</sup> July, 2016. Inspection to be given of each others documents by  
9<sup>th</sup> July, 2016. The statement of admission and denial with reasons for  
denial to be filed and exchanged by 16<sup>th</sup> July, 2016.

4 Stand over to 25<sup>th</sup> July, 2016 for issues.

**(K.R.SHRIRAM,J)**