

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

**CHAMBER SUMMONS NO.432 OF 2015
WITH
NOTICE OF MOTION NO.457 OF 2015
IN
SUIT NO.1543 OF 2011**

Tehmul Rustom IraniApplicant/Plaintiff No.1

IN THE MATTER BETWEEN :

Tehmul Rustom Irani & Ors.Plaintiffs

V/s.

Veriegate Real Estate Pvt. Ltd.Defendant

Mr. Suresh Jethalal Thaker for the applicant/plaintiff no.1.

Mr. Meherwan R. Irani, plaintiff no.2 present in person.

Mr. Sandeep Parikh a/w. Mr. R.H. Daulat i/b. Doijode Associates for the defendant.

CORAM : K.R.SHRIRAM,J

DATE : 5th OCTOBER,2016

P.C.:-

CHAMBER SUMMONS NO.432 OF 2015

1 The counsel for the applicant seeks leave to withdraw the chamber summons with liberty to take out a fresh chamber summons.

2 The chamber summons is dismissed as withdrawn with the liberty as sought.

NOTICE OF MOTION NO.457 OF 2015

1 The counsel for the defendant states that their affidavit of documents affirmed on 4th February, 2015 is ready and will be filed in the registry by tomorrow, i.e., 6th October, 2016.

2 In view thereof, nothing survives in the notice of motion and the notice of motion accordingly stands dismissed.

(K.R.SHRIRAM,J)