

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

**NOTICE OF MOTION NO.1265 OF 2013
IN
SUIT NO.660 OF 2013**

ISS Integrated Facility Services Pvt. Ltd.Plaintiffs

V/s.

Radhe Civicon Pvt. Ltd.Defendants

WITH

**CHAMBER SUMMONS NO.1456 OF 2015
IN
SUMMARY SUIT NO.757 OF 2013**

Radhe Civicon Pvt. Ltd.Plaintiffs

V/s.

ISS Integrated Facility Services Pvt. Ltd.Defendants

Mr.Sharan Jagtiani a/w Mr.Hrushik Narvekar i/by Bharucha & Partners for plaintiffs in Suit No.660/2013 and for defendant in SS No.757/2013.

Mr.Ankit Lohia a/w Mr.Mohanish Chaudhari for defendants in Suit No.660/2013 and for plaintiffs in SS No.757/2013.

**CORAM : K.R.SHRIRAM,J
DATE : 17.11.2016**

P.C.:-

NOTICE OF MOTION NO.1265 OF 2013

1 Mr.Sharan Jagtiani appearing for the applicants seeks leave to withdraw the Notice of Motion with liberty to file fresh Notice of Motion if advised. Notice of Motion dismissed as withdrawn with liberty as sought for.

CHAMBER SUMMONS NO.1456 OF 2015

1 Mr. Jagtiani appearing for the defendants states that since the plaintiffs are yet to take out summons for judgment as per the liberty granted by this Court vide order dated 15.10.2016 the Chamber summons may be allowed subject to keeping open the rights and contentions of the defendants to be taken at the appropriate stage. Chamber summons therefore, allowed in terms of prayer clauses-(a) & (b). Rights and contentions of the defendants are expressly kept open.

2 The plaintiffs to amend the plaint and serve copy of the amended plaint along with the summons for judgment and affidavit in support thereof which Shri Lohia states will be done within 3 weeks from today. Statement accepted.

(K.R.SHRIRAM,J)