

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

**NOTICE OF MOTION (L) NO.2500 OF 2016  
IN  
SUIT NO.2940 OF 2003**

M/s. Ace Agencies

....Plaintiff

V/s.

M/s. Sajdesh Processors Pvt. Ltd. & Anr.

....Defendants

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Mr. Shyam Kapadia a/w. Ms. Natasha Soilopal i/b. Brus Chambers for the plaintiff.

Mr. Simil Purohit a/w. Ms. Virakthi Hegde i/b. HSV Legal for the defendant/applicant in NMSL/2500/2016.

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

**DATE : 1<sup>st</sup> OCTOBER,2016**

**P.C.:-**

1           The counsel for the plaintiff, on instructions states that without prejudice to the rights and contentions of the plaintiff, prayer clause -(a) of this notice of motion taken out on behalf of defendants may be granted. The counsel for the plaintiff also requests that since the plaintiff has filed the suit in 2003 and the cause of action relates to transactions in the year 1999 to 2002, the hearing of the suit be expedited.

2           Therefore, without prejudice to the rights and contentions of the parties, the notice of motion is allowed and accordingly

disposed of in terms of prayer clause – (a).

3           Notwithstanding the disposal of the notice of motion, the applicants to remove all office objections and get the notice of motion numbered within one week from today.

4           The undertaking of the defendants to file written statement and serve a copy thereof upon the plaintiff within three weeks from today is accepted and so ordered.

5           Since the suit claim is less than Rs.1 crore, the suit is transferred to the City Civil Court. The City Civil Court to endeavor to dispose of the suit within one year from today.

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