

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

**CHAMBER SUMMONS NO.3 OF 2016
IN
COMMERCIAL SUIT NO.37 OF 2016**

Sukhwant Properties Pvt. Ltd. ... Applicant/Plaintiff
versus
Deserve Builders and Developers
(Kurla) Pvt. Ltd. and Ors. ... Defendants

Mr. Janak Dwarkadas, Senior Advocate with Mr. Zal Andhyarujina, Ms. Gulnar Mistry, Mr. Richal Kazi i/by M/s. M and M Legal Ventures, for Plaintiff.
Mr. Mayur Khandeparkar i/by Ms. Indu Prashant, for Defendant No.1.

CORAM: S.J. KATHAWALLA, J.

DATE: 27th SEPTEMBER, 2016

P.C.:

1. Heard the learned Advocates for the parties. Perused the Chamber Summons and the Affidavit in support thereto. For reasons set out in the Affidavit in support of the Chamber Summons, the Chamber Summons is allowed in terms of prayer clause (a), which is reproduced hereunder :

"(a) that this Hon'ble Court be pleased to allow the Plaintiff to amend the Plaint in terms of the Schedule of amendments annexed as Exhibit 1 to the Chamber Summons without prejudice to the pending Notice of Motion No.37 of 2016;"

2. Amendments to be carried out within a period of one week from today.

All contentions of the parties are kept open. The Chamber Summons is accordingly disposed of.

(S.J.KATHAWALLA, J.)