

JSN

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

TESTAMENTARY AND INTESTATE JURISDICTION

NOTICE OF MOTION NO.154 OF 2015

IN

TESTAMENTARY SUIT NO.60A OF 2014

IN

TESTAMENTARY PETITION NO.438 OF 2002

Mr. Niranjan Bhogilal Shah ...Applicant

In the matter between

Mr. Bipin Bhogilal Shah ... Plaintiff

Versus

Mrs. Lalita Bhogilal Shah & Another ... Defendants

Mr. Pratik Pai, *i/b Keystone Partners Advocates and Solicitors for the Plaintiff.*

None, *for the Petitioner.*

CORAM: G.S. PATEL, J

DATED: 19th July 2016

PC:-

1. The Notice of Motion seeks that the hearing of the Suit be expedited.

2. The Notice of Motion is unnecessary. An application on praecipe would have served this as well. However, there is a peculiar problem in the sense that although contested, on account of some administrative lapse, the Testamentary Petition was never

renumbered as a Suit in time. It is only very recently that I directed it to be renumbered and it has now been given number as Testamentary Suit No.60A of 2002.

3. Issues have not been framed yet.
4. List the Suit for framing issues on 3rd August 2016.
5. The Notice of Motion is disposed of in these terms with no order as to costs.

(G. S. PATEL, J.)