

SHEPHALI

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION
NOTICE OF MOTION NO. 156 OF 2015
IN
TESTAMENTARY SUIT NO. 47 OF 2012
IN
TESTAMENTARY PETITION NO. 545 OF 2012**

Kamlesh Chhotalal Parekh & Anr.	...Plaintiffs
<i>Versus</i>	
Paresh Chhotalal Parekh & 2 Ors.	...Defendants

None for the Plaintiffs.

**CORAM: G.S. PATEL, J
DATED: 21st June 2016**

PC:-

1. None for the Plaintiffs. The Notice of Motion seeks transfer of proceeding from the Bombay City Civil Court and their clubbing with the present proceedings. This is required to be an application under Section 24 of the Code of Civil Procedure, 1908, one that must be filed on the Appellate Side. I do not see how it is maintainable in this form. In any case, it will need to be assigned specifically to this Court.

2. The Notice of Motion is disposed of with these observations with liberty to the Plaintiffs to make an appropriate application for the same reliefs and to obtain suitable directions.

(G. S. PATEL, J.)