

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

NOTICE OF MOTION NO.295 OF 2013

IN

SUIT NO.79 OF 2013

Prakashchandra Ambika Rai Applicant/Plaintiff

Vs.

Pawan K. Agarwal and Anr. Defendants

WITH

NOTICE OF MOTION NO.760 OF 2013

IN

SUIT NO.340 OF 2013

Urmila Prakashchandra Rai Applicant/Plaintiff

Vs.

Sharda Pawan Agarwal Defendant

Ms. Seema Sarnaik a/w. Mr. Ameya Tamhane for applicant/plaintiff in both suits.

Mr. Piyush Shah for defendant no.1 in both suits.

Mr. Chacko Joseph for defendant no.2 in both suits.

CORAM : K.R.SHRIRAM, J.

DATE : 25th SEPTEMBER, 2017

PC.:

NOTICE OF MOTION NO.295 OF 2013

AND

NOTICE OF MOTION NO.760 OF 2013

1 Mr. Shah, counsel for defendant no.1 in both suits states that defendant no.1 shall not create any third party rights until the hearing and final disposal of the suits. Statement accepted.

2 Mr. Shah, counsel for defendant no.1 tenders print out of an email dated 25th September, 2017 received by him from defendant no.1

which is taken on record and marked 'X' for identification.

3 In view thereof, Ms. Sarnaik, counsel for plaintiff in both suits states that the notices of motion could be disposed.

4 In view of the statement made by the counsel for defendant no.1 in both suits, the notices of motion stand disposed.

5 I am also told that the pleadings are completed. Therefore, suits be listed for issues on 3rd October, 2017 at 3.00 p.m. on which date parties to come with agreed draft issues and a separate list of issues on which they are unable to agree.

(K.R. SHRIRAM, J.)