

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION
NOTICE OF MOTION NO.87 OF 2017
IN
TESTAMENTARY SUIT NO.72 OF 2008

Jayshree Dinesh Toprani and another	...	Applicants
In the matter between		
Paresh Karsandas Toprani and others	...	Plaintiffs
Vs.		
Jayshree Dinesh Toprani and another	...	Defendants

Mr. S. T. Manek for Applicants / Defendants.
Mr. Yashpal Jain for Plaintiffs.

CORAM : R. G. KETKAR, J.
DATE : AUGUST 23, 2017

P.C. :

Heard Mr. Manek, learned Counsel for applicants / defendants
and Mr. Jain, learned Counsel for plaintiffs.

2. This Motion is taken out under Section 24 of the Code of Civil Procedure, 1908 (for short 'C.P.C.') for transferring S.C.Suit No.6003 of 2006 (Suit No.677 of 2006 filed on the Original Side of this Court), pending before the City Civil Court to this Court and trying and disposing of the same along with the Testamentary Suit No.72 of 2008, which is between the same parties and relating to the estate left by the deceased Dinesh Toprani.

3. Mr. Manek seeks permission to withdraw this Motion with liberty to file Miscellaneous Civil Application under Section 24 of C.P.C. for claiming reliefs in terms of prayer clause (a). Mr. Jain has no objection.

4. In view thereof, on the oral application made by Mr. Manek,

Motion is allowed to be withdrawn and is disposed of as such with liberty as prayed for.

(R. G. KETKAR, J.)

Minal Parab