

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

**CHAMBER SUMMONS (L) NO.73 OF 2017
IN
SUIT (L) NO.40 OF 2017**

Shabbir Hussaini Chunawala	...	Plaintiff/Applicant
versus		
Borivali Pushpa Co-op. Hsg. Soc. Ltd.	...	Defendant
and		
Krutishil Developers	...	Respondent

WITH
NOTICE OF MOTION (L) NO.141 OF 2017

Mr. S.B.Prabhavalkar, for Plaintiff.
Ms. Helekar i/by Mr. Abhyankar, for Defendant.
Mr. P.G.Lad, Respondent in Chamber Summons.

CORAM: S.J. KATHAWALLA, J.

DATE: 13th APRIL, 2017

P.C.:

1. 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 Plaintiffs to amend the Plaint as per the Schedule annexed to the present Chamber Summons and implead the Respondent herein as

Defendant No.2 and to carry out the amendment as per the Schedule annexed to the Chamber Summons;”

2. Amendments to be carried out on or before 17th April, 2017. The Chamber Summons is accordingly disposed of.

3. The Defendants to file their Affidavit in Reply to the Notice of Motion within a period of one week from today. Place Notice of Motion (L) No.141 of 2017 for ad-interim reliefs on 20th April, 2017.

(S.J.KATHAWALLA, J.)