

IN THE HIGH COURT OF JUDICATURE AT BOMBAY***T. & I. J.*****CHAMBER SUMMONS NO. 89 OF 2017****IN****CAVEAT (L) NO. 393 OF 2016****IN****PETITION NO. 1131 OF 2016****Dr.Priyakant Natvarlal Shah****..... Petitioner****VERSUS****Shashikant Natvarlal Shah****..... Caveator**

Mr.Jinesh Jani, i/b. Pimenta Kapasi & CO. for the Petitioner.

Mr.Shekhar Bhise for the Applicant.

CORAM : R.D. DHANUKA, J.**DATE : 25th JULY, 2017****P.C.**

By this chamber summons, the applicant seeks condonation of delay of 23 days in filing affidavit along with caveat. No affidavit in reply is filed. I have heard learned counsel appearing for the parties. Delay in filing caveat along with affidavit is sufficiently explained. Delay of 23 days in filing affidavit along with caveat is condoned. Chamber summons is disposed in the aforesaid terms. Office is directed to convert the petition into a suit. No order as to costs.

(R.D.DHANUKA, J.)