

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 65 OF 2015
IN
SUIT NO. 573 OF 2012

Amol CHS Ltd. And Ors. ...Plaintiff
Versus
Star Construction And Ors. ...Defendants
AND
SUIT NO. 573 OF 2012

WITH
Commercial Suit NO. 38 OF 2012
IN
SUITS NO. 573 OF 2012

Sudarshan Consultants Pvt. Ltd. ...Plaintiff
Versus
Tadeshwar Wadi CHS LTD. And Ors. ...Defendants

with
Notice of Motion no.11 of 2013

Mr.Ravi Gadagkar with Vilas Indulkar i/b. V.I.Juris, for Respondent no.12
in Notice of Motion no.65/15 and Applicant/Plaintiff in NM no.11/13

Mr.Dinyar Madon, Senior Advocate with Mr.Nitin Gangal, Ashok Kadam,
Ms.Prerna Shukla i/b. Namit Mestry, for the Plaintiffs in NMS 65/15,
Suit no.573/12.

Mr.Pravin Samdhani, Senior Advocate with Mr.Viraj Maniar, Ms.Sneha
Patil i/b. Maniar Srivastawa Associate, for Defendant No.1 in Coms
38/12 and for Defendant no.3 in Suit 573/12.

Mr.Sagar Patil, for Defendant No.13-MCGM.

Mr.Mayur Khandeparkar i/b. Zubin Kanga, for Defendant no.14.

Mr.Manish Upadhye, for Defendant no.15 in Suit 573/12.

CORAM : G.S. KULKARNI, J.**DATE : 13th November, 2019****P.C.:**

1. After having heard Mr.Madon, learned Senior Counsel for the applicants/plaintiffs on the Notice of Motion no.65 of 2015 and the learned Counsel for the defendant-Tadeshwarwadi CHS Ltd., in my opinion, it would be in the interest of justice that the parties be referred for mediation by constituting a mediation panel. Accordingly, the parties are referred for mediation of Mr.Fredun E. De Vitre, Senior Advocate of this Court. The parties shall approach the Mediator on the date as may be mutually fixed by the learned Mediator. It would be permissible for the learned Mediator to take assistance of a registered Architect on the panel of the High Court, or any other Architect as the parties may agree. Learned Mediator shall endeavour to hold an early meetings with the parties and place a report on the record this notice of motion, which be done within a period of two weeks from today.

2. Notice of Motion no.11 of 2013 be placed for hearing on 3 December 2019 alongwith Notice of Motion No.65 of 2015.

[G.S. KULKARNI, J.]