

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

**NOTICE OF MOTION NO.1120 OF 2015**

**IN**

**SUIT NO.593 OF 2015**

Dr. Geeta Nitinbhai Shah

....Applicant/Plaintiff

Vs.

Pallavi Rohitbhai Amin & Ors.

....Defendants

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Mr. Kirti Munshi a/w. Ms. Harsha Uppar i/b. Kiran Jain and Co. for applicant/plaintiff.

Mr. Pritesh Vyas for defendant nos.5,6,7 and 9.

Mr. Pravin Samdani, senior advocate a/w. Mr. Chirag Mody and Mr. Samir Sukla i/b. DSK Legal for defendant nos.10 and 13.

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**CORAM : K.R.SHRIRAM, J.**

**DATE : 13<sup>th</sup> APRIL, 2017**

**P.C.:**

**NOTICE OF MOTION NO.1120 OF 2015**

1            Mr. Munshi, counsel for plaintiff, on instructions seeks leave to withdraw the notice of motion.

2            Notice of motion is dismissed as withdrawn. In view thereof, the question of framing issue under Section 9A of the Code of Civil Procedure, 1908 does not arise.

3            Therefore, whichever defendant has not filed written statement should file the written statement and serve a copy thereof upon the plaintiff on or before 10<sup>th</sup> June, 2017.

4                Suit be listed for issues on 20<sup>th</sup> June, 2017 on which date parties to come with agreed draft issues and a separate list of issues on which they are unable to agree.

5                Before the next date, parties shall also file their respective affidavit of documents, complete discovery and inspection and exchange their statement of admission and denial with reasons for denial.

**(K.R. SHRIRAM, J.)**