

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

**LEAVE PETITION NO. 239 OF 2017
IN
SUIT (L) NO. 427 OF 2017**

Fountain Square Residential &
Social Welfare Society Petitioner
vs.
Shree Shubh Builders Pvt. Ltd. & Ors. Respondents

Mr. Nilesh S. Das for the Petitioner/Plaintiff.
None for the Respondents.

CORAM : K.R.SHRIRAM, J.

DATE : 2nd AUGUST, 2017.

P.C. :

1 No reliefs are sought against respondent No.10 –
MMRDA. Petitioner seeks relief under Section 80(2) of the Code of
Civil Procedure, 1908 from complying with the requirement of the
notice. In view of the averments in the Petition and reliefs sought in
the plaint, leave granted.

2 The Petition is disposed in terms of prayer clause (a).

(K.R. SHRIRAM, J.)