

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION (LODG.) NO. 1659 OF 2017
IN
SUIT (LODG.) NO. 421 OF 2017**

Goquest Digital Media Private Limited & Anr. .. Applicants

In the matter between :

Goquest Digital Media Private Limited & Anr. .. Plaintiffs

Vs.

Peeyush Pandey .. Defendant

Dr.Abhinav Chandrachud a/w. Mr.Rohan Mathur i/b M/s. Vertices Partners for plaintiffs.

Mr.Gauraj Shah i/b Tejas Shah for defendant.

Mr.Peeyush Pandey-defendant present in Court.

CORAM : K.R.SHRIRAM, J.

DATE : 4TH SEPTEMBER 2017

P.C

1 At the outset, Dr.Chandrachud for plaintiffs seeks leave to amend the claim in the plaint. Dr.Chandrachud states that plaintiffs be permitted to amend the claim from Rs.1,00,00,000/- to Rs.1,00,00,001/-. Dr.Chandrachud tendered draft amendment which is taken on record and marked 'X' for identification.

Leave to amend granted. Amendment to be carried out within two weeks.

The statement of counsel for plaintiffs that if there is deficit court fess, if any, to be deposited within one week, is accepted.

2 Mr.Shah for defendant, undertakes that Mr.Tejas Shah will file Vakalatnama within one week from today. The undertaking accepted. Counsel for defendant, seeks time to file affidavit in reply. Mr.Shah for defendant, on instructions from defendant no.1, who is present in Court states, without prejudice to defendant's rights and contentions including challenging jurisdiction of this Court that as stated in his emails dated 13th June 2017, copies whereof are at Exh.'H' and Exh.'I', respectively, to the plaintiff, defendant will not send any correspondence or email or by any other mode, making any statement which could be construed as defamatory. Statement accepted.

3 In view of the statement made, by consent, this notice of motion stands disposed.

4 Mr.Shah, on instructions waives service of writ of summons. Written statement to be filed and copy served within six weeks from today.

5 Suit be listed for directions on 10th November 2017.

(K.R. SHRIRAM, J.)