

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

**NOTICE OF MOTION NO.6 OF 2016
WITH
NOTICE OF MOTION NO.9 OF 2015
IN
PARSI SUIT NO.32 OF 2013**

Yozmaity Adil Doctor nee
Yozmaity Nariman Postwalla

... Applicant
(Org. Plaintiff No.2)

In the matter between

Adil Bejon Doctor

... Plaintiff No.1.

Versus

Yozmaity Adil Doctor

... Plaintiff No.2.

.....

Mr. Nityoah Mehta a/w Mr. Ashish Anand and Ms. Siddhi Vora
i/b. Nityoah Suneel and Associates for Plaintiff No.1.

Mr. Bejon Doctor – Constituted Attorney of Plaintiff No.1
present in Court.

Mr. Ravish Mishra i/b. Vijay B. Dhingreja for Plaintiff No.2.

Mr. Rustom Jasoomoney; Mr. Nariman Postwalla: Ms. Zarin
Bahmani and Ms. Kashmira Postwalla – Witnesses to the
Consent Terms are present in Court.

.....

CORAM : K.R. SHRIRAM, J.

DATE : 22nd MARCH 2017

PC. :

1. The Plaintiff No.1 and Plaintiff no.2 have filed modified consent terms dated 22nd March 2017. The consent terms is signed by the constituted attorney of plaintiff no.1 – Mr. Adil Bejon Doctor, Plaintiff No.2 - Yozmaity Adil Doctor and their respective advocates. Modified consent terms is also signed by five witnesses as mentioned therein. The witnesses - Rustom Jasoomoney, Nairman Postwalla, Zarin Bahmani and Kashmira Postwalla are present in the Court and are identified by the Advocate for the Plaintiffs and also Plaintiff no.2 and the constituted attorney of Plaintiff No.1. The witness - Percy Postwalla, is not present but an e-mail has been sent by him which is annexed at Exhibit-1 to the modified consent terms confirming the modified consent terms and a scanned copy with the signature is also annexed to this modified consent terms. The modified consent terms dated 22nd March 2017 is taken on record and marked as 'X' for identification.

2. The undertakings of the parties are accepted. The statements made by the parties are also accepted as

undertakings to this Court. The decree dated 9th December 2013 will stand modified accordingly.

3. In view of the above, all interim applications stand disposed and all interim orders passed in these motions also stand vacated.

(K.R.SHRIRAM,J)