

Arun

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO. 413 OF 2015

IN

NOTICE NO. 1739 OF 2011

IN

EXECUTION APPLICATION NO. 1005 OF 2011

IN

SPECIAL SUMMARY SUIT NO. 86 OF 2005

Sachin Kiranraj Sonigira

...Applicant

Versus

Agee Gold Refineries Ltd

...Defendant

Mr PP Killedar, for the Applicant.

CORAM: G.S. PATEL, J

DATED: 13th August 2018

PC:-

1. The Chamber Summons and the Execution Application have been served. There is an Affidavit of Service. The Chamber Summons seeks that an order of 20th November 2013 of RS Dalvi J be set aside and the matter be restored to file. By that order, the Notice was dismissed for default.

2. For the reasons set out in paragraphs 4, 5 and 6 of the Affidavit in Support of the Chamber Summons, it is made absolute in terms of prayer clauses (a), (b) and (d).

3. There is an error in prayer clause (b). The reference is not to Notice of Motion No. 1739 of 2011 but to Notice No. 1739 of 2011.

(G. S. PATEL, J)