

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

CHAMBER SUMMONS NO. 197 OF 2017

IN

SUIT NO. 802 OF 2015

Sandhya Vivek Mundada,
Director of M/s.Unilink Teleservices (I) Pvt.Ltd. ...Plaintiff/Applicant

vs.

Shri Pravin C. Lunawat & Ors. ...Defendants

and

M/s.Hotel Sevan Hills & Anr. ...Proposed Defendants

Mr.G.M. Joshi for Plaintiff.

Mr.Rahul D. Motkari for Defendant No.1.

CORAM : S.C. GUPTE, J.

DATE : 30 OCTOBER 2018

P.C. :

After the matter is heard at some length, it is agreed between the parties that whilst the chamber summons may be allowed to enable the Applicant/Plaintiff to carry out the amendments proposed, the merits of the controversy, including the questions as to whether relief under Section 6 of the Specific Relief Act can be combined with other reliefs of declaration and perpetual injunction and whether the suit under Section 6 is within time, may be kept open, to be adjudicated in the course of the trial.

2 The chamber summons is, accordingly, made absolute in terms of prayer clause (a) with clarification as above.

3 Amendment to be carried out within two weeks. Amended copy of the plaint to be served on the Defendants. The Defendants may file

a comprehensive written statement dealing with the amended plaint within four weeks of service of the amended plaint.

(S.C. GUPTE, J.)