

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

**NOTICE OF MOTION NO. 952 OF 2012
IN
SUIT NO. 855 OF 2012**

Savjibhai V. Chavan

...Plaintiff

vs.

Dattani Constructions and Anr.

...Defendants

None for Plaintiff.

Mr.Rajiv Narula with Sonam Ghiya I/b. Jhgangiani, Narula & Associates for Defendants.

CORAM : S.C. GUPTE, J.

DATE : 12 OCTOBER 2018

P.C. :

Heard learned Counsel for the Defendants. None appears for the Plaintiff. Even on the last occasion, i.e. on 18 September 2018, none had appeared for the Plaintiff and the matter was stood over. I am not inclined to grant any further accommodation to the Plaintiff.

2 By a reasoned order passed on 20 April 2012, this court has rejected the ad-interim application of the Plaintiff observing *inter alia* that the arrangement between the parties, on the basis of which the present suit is filed, cannot *prima facie* be enforced. Nothing is pointed out to the court why a different view now needs to be taken in the matter.

3 The notice of motion is, accordingly, dismissed. Costs to be costs in the cause.

(S.C. GUPTE, J.)