

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
NOTICE OF MOTION NO. 626 OF 2017
IN
COMMERCIAL SUMMARY SUIT NO. 473 OF 2016**

Chetan Shantilal Kothari ...Applicant

IN THE MATTER BETWEEN

M/s. Godrej Industries Limited ...Plaintiff

V/s.

Tricom India Ltd & Anr ...Defendants

Mr. Karl Tamboly a/w. Ms. Shilpa Sengar I/b. Vashi & Vashi for the Plaintiff.

Ms. Liz Thachet a/w. Mr. Som Sinha for Defendants/Applicant.

CORAM : S.C. GUPTE, J.

DATE : 07 MARCH, 2018.

P.C. :-

1. This notice of motion is taken out for recall of an order passed by this Court on 19 April 2017. By this order, Plaintiff was allowed to amend the plaint. In pursuance of this order, not only the plaint has been amended but the Defendants-Applicants have even

filed their written statement inter alia dealing with the amended portion of the plaint. The motion is accordingly practically worked out.

2. The order dated 19 April 2017 makes it clear that all rights and contentions of parties on merits of the amendment are kept open. The notice of motion is accordingly disposed of.

(S.C. GUPTE, J.)