

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

COMMERCIAL SUMMARY SUIT NO. 24 OF 2008

M/s.M.S. Ship Breaking Pvt.Ltd.	...Plaintiff
Vs.	
M/s.Areeb Rolling Mills Pvt.Ltd.	...Defendant

Mr.Anil Dubey for Plaintiff.
None for Defendant.

CORAM : S.C. GUPTE, J.

DATE : 8 JANUARY 2018

P.C. :

A conditional leave to defend was granted in the present commercial suit by an order dated 20 October 2008. The order required the Defendants to deposit in this court a sum of Rs.33,98,998/-. The Defendants have failed to deposit this amount.

Learned Counsel for the Plaintiff tenders a compilation of documents along with an affidavit. These documents include a certificate of non-deposit issued by the Prothonotary & Senior Master of this court on 8 November 2017. Considering the non-deposit, the commercial suit is decreed in terms of prayer clause (a).

(S.C. GUPTE, J.)