

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

NOTICE OF MOTION NO.166 OF 2017
IN
TESTAMENTARY PETITION NO.1244 OF 2014

Malkesh Jaysuklal Shah	..	Plaintiff -Applicant
Versus		
Jaysukhlal @ Jayeshbhai Shah	..	Defendant

Ms. Purvi Shah for applicant.

CORAM : R.D.DHANUKA, J.

DATE : 21st November 2018.

P.C.

Learned Advocate for applicant (original plaintiff) seeks liberty to withdraw this notice of motion on the ground that the defendant has already created third party rights in respect of the properties in question. Without going into the issue of maintainability of this motion, the same is dismissed as withdrawn.

(R.D.DHANUKA, J.)