

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO.1233 OF 2018
IN
SUIT NO.930 OF 2014**

Girish Uttamchand Master and Ors. ... Applicants
and
Surendra Ratanchand Jhaveri and Ors. ... Plaintiffs
versus
Prakash Pravinchandra Jhaveri and Ors. ... Defendants

Mrs. Kanchan S. Chandak, for Applicants/Plaintiffs Nos.4 to 6.
Mr. Anand A. Pande, for Defendant Nos.1 to 4.
Mr. Girish Uttamchand Master, Plaintiff No.4 present.

**CORAM: S.J. KATHAWALLA, J.
DATE: 1st AUGUST, 2018**

P.C.:

1. The Notice of Motion is taken out for recall and setting aside of the order dated 25th June, 2015 and restore the Suit, Notice of Motion and the Leave Petition. Perused the Notice of Motion and the Affidavit in support thereto. For reasons set out in the Affidavit in support of the Notice of Motion and only because Plaintiff No.4 who is present in Court undertakes to pay cost of Rs.50,000/- to the Defendant Nos.1 to 4 in one set on or before 9th August, 2018, the Notice of Motion is allowed. The Suit, Notice of Motion and the Leave Petition are restored to file. The Notice of Motion is accordingly disposed of.

(S.J.KATHAWALLA, J.)

Swaroop
Sharad
Phadke

Digitally signed
by Swaroop
Sharad Phadke
Date:
2018.08.02
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