

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

NOTICE OF MOTION NO.763 OF 2018

IN

SUIT NO.651 OF 2013

Smt. Smita Dilip Rawal ... Applicant

In the matter of

Rodium Realty Limited

And Others

... Plaintiffs

Versus

Prem Bhavna Co-operative Housing

Society Limited

And Others

... Respondents

ALONG WITH

NOTICE OF MOTION NO.1874 OF 2018

IN

SUIT NO.651 OF 2013

Rajnikant H. Rawal

And Another

... Applicants

In the matter of

Rodium Realty Limited

... Plaintiff

Versus

Prem Bhavna Co-operative Housing

Society Limited

And Others

... Respondents

.....

Mr. Tejas Shah I/b Lilani Shah & Co. for the Plaintiffs.

Mr. Smit Nagda I/b Mr. Anilkumar K. Patil for Defendant No.1.

Mr. Mayur Faria for Defendant No.7(a)/Applicant in Notice of Motion No.763 of 2018.

Mr. N.R. Gandhi for Defendant Nos.7(b) and 7(c)/Applicants in Notice of Motion No.1874 of 2018.

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CORAM : S.C.GUPTE, J.

DATE : 26 OCTOBER 2018

P. C. :

Notice of Motion No.763 of 2018

. For the reasons stated in the affidavit in support of the notice of motion and by consent of the parties, who are the only contesting parties, the Notice of Motion is made absolute in terms of prayer clauses -(a) and (b).

2 It is clarified that the Applicant shall be entitled to withdraw her 1/3rd share in accordance with prayer clause -(a) together with accrued interest only.

Notice of Motion No.1874 of 2018

4 For the reasons stated in the affidavit in support of the notice of motion, the notice of motion is made absolute in terms of prayer clause -(a). The Applicants herein shall also be permitted to withdraw their respective 1/3rd shares along with accrued interest.

5 Notices of Motion are disposed of in these terms.

(S.C. GUPTE, J.)