

IN THE HIGH COURT OF JUDICATURE AT BOMBAY***ORDINARY ORIGINAL CIVIL JURISDICTION*****NOTICE OF MOTION NO. 1463 OF 2014****IN****SUIT NO. 1513 OF 2012****Bank of Baroda****..... Applicant****IN THE MATTER BETWEEN****Jayant Vitamins Ltd. & Anr.****..... Plaintiffs****VERSUS****Bank of Baroda & Ors.****..... Defendants**

None for the Plaintiff.

Ms.Jaitali Mathuria, i/b. Anant B.Shinde & Co. for the Applicant.

Mr.Nikhil Rajani, i/b. V.Deshpande & Co. for the Defendant no.2.

Ms.Heena Shaikh, i/b. M.V.Kini & Co. for the Defendant no.3.

CORAM : R.D. DHANUKA, J.**DATE : 30th NOVEMBER, 2018****P.C.**

By this notice of motion, the applicant (defendant no.1) prays that the issue of jurisdiction raised under section 9A of the Code of Civil Procedure, 1908 be tried as a preliminary issue. In view of the deletion of the section 9A of the Code of Civil Procedure, 1908 by notification dated 27th June, 2018, this notice of motion is not maintainable. It is however made clear that the issue of jurisdiction raised by the defendant no.2 can be framed as issue under Order 14 Rule 2 of the Code of Civil Procedure, 1908 and can be tried along with other issues. Notice of motion is disposed of in the aforesaid terms. No order as to costs.

[R.D. DHANUKA, J.]