

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

CHAMBER SUMMONS NO.119 OF 2018

Sumedha Manaktala .. Deceased

Nitin Niranjana Wadhwa .. Applicant

In the matter between:

Nitin Niranjana Wadhwa .. Plaintiff

Versus

Manju Subodh Manaktala & Ors. .. Defendants

Ms. Vandana Mehta with Harshita Joglekar I/b. Yashpal Jain for
applicant

Mr. Siddharth Chhabria with Ms. Kavita Sharma I/b. Ganesh & Co.
for respondents.

CORAM : R.D.DHANUKA, J.

DATE : 21st November 2018.

P.C.

Learned Counsel for the defendants states that this
chamber summons has been filed by the alleged constituted
attorney of the executor and is thus not maintainable on that ground
itself.

2] In view of this objection raised by the learned Counsel

for the defendants, the learned Counsel for the applicant seeks liberty to withdraw this chamber summons with further liberty to file a fresh chamber summons and states that the said chamber summons would be filed by the Executor himself. Statement accepted. Chamber summons is allowed to be withdrawn with liberty as prayed. All contentions on merits of chamber summons that would be filed by the applicant are kept open.

(R.D.DHANUKA, J.)