

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

**NOTICE OF MOTION NO.751 OF 2017
IN
COMMERCIAL SUIT NO.1 OF 2014**

M/s Tata Motors Ltd. ... Applicant

In the matter of :

M/s Tata Motors Ltd And Others ... Plaintiffs

Versus

M/s Srinathji Motors Pvt. Ltd. And Others ... Defendants

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Ms. Bindu Bhatia I/b Khare Legal Chambers for the Plaintiffs.

Mr. Deepak A. Lad for the Defendants.

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CORAM : S.C.GUPTE, J.

DATE : 6 FEBRUARY 2018

P.C. :

. The Notice of Motion prays for revocation of the Defendants' right to defend the Summary suit unconditionally and for placing the Suit on board for *ex parte* decree. The motion was on the basis that the Defendants have failed to file their written statement within time. By an order dated 9 January 2018, the Defendants were given further time to file their written statement on payment of costs. The costs have since been paid and written statement is filed by the Defendants and the same is on record. The Notice of Motion is, accordingly, rendered infructuous and is, accordingly, disposed of as such.

2 The Suit to come up on board for framing of issues on 1 March 2018.

(S.C. GUPTE, J.)