

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 2211 OF 2018

Bhooraram Choudhary and anr. .. Petitioners
vs.
Suresh H. Tiwari .. Respondent

Mr. A.B. Mishra I/b Mr. Inderjeet Yadav for the Petitioner.
Mr. Ateef Mhambrey I/b Mr. M.S. Mhambrey for the
Respondent.

CORAM : M. S. SONAK, J.
DATE : 29 MARCH 2019.

P.C. :-

1] After this matter was argued for some time, learned
counsel for the parties agree that this petition may be
disposed of with the following order:

(a) The impugned order dated 19th September 2017 ,
i.e., “*No Written Statement Order*” is hereby set aside,
subject to payment of costs of Rs.50,000/- by the
petitioners, which the petitioner No.1, who is present in
the Court in person, has volunteered to pay within a
period of four weeks from today to the respondent-
plaintiff;

(b) Costs to be paid directly to the respondent-
plaintiff or if there is any difficulty, the costs to be
deposited before the learned Trial Court. If the costs are

deposited, the respondent-plaintiff will have liberty to withdraw the same unconditionally;

(c) No sooner costs are paid/deposited, the petitioners will have liberty to file a written statement within one week from the date of deposit of costs;

(d) The learned Trial Court is directed to dispose of the suit as expeditiously as possible and in any case by 31st March 2020;

(e) Both parties agree that they will cooperate with the learned Trial Judge for disposal of the suit which is instituted under section 6 of the Specific Relief Act, 1963;

(f) This petition is disposed of in the aforesaid terms;

(g) All concerned to act upon an authenticated copy of this order.

(M. S. SONAK, J.)