

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

**CHAMBER SUMMONS NO.2 OF 2010
WITH
NOTICE OF MOTION (L) NO.352 OF 2018
IN
COMM. EXECUTION APPLICATION NO.1 OF 2010**

M/s.Itochu Corporation)....Claimant
V/s.
M/s.Sanjay Trade Corporation & Ors.)....Respondents

Mr.Prathamesh Kamat with Mr.Vikram Kamat, Ms.Shruti Saliyan,
Mr.Zoeb Cutlerywala I/by Kochar & co. for the applicant.

Ms.Naziya Khan I/by Wadia Ghandy & Co. for respondent no.3 in
Chamber Summons No.2 of 2010 and Notice of Motion (L) No.352 of
2018.

Mr.Pankaj Sawant with Mr.Rajeshwar Navalpure I/by Jayakar and
Partners for respondent nos.1, 2 & 4 in Chamber Summons No.2/2010
and Notice of Motion (L) No.352 of 2018.

**CORAM : K.R.SHRIRAM,J
DATE : 3.1.2019**

P.C.:-

CHAMBER SUMMONS NO.2 OF 2010

1. Mr.Sawant for the applicant states that he is not pressing
for this Chamber summons. Chamber summons accordingly disposed.

NOTICE OF MOTION (L) NO.352 OF 2018

1. This Notice of Motion has been adjourned sine die pursuant
to the order passed on 25.6.2018. The reason it was adjourned sine

die was, because an appeal filed by respondent no.3 being Appeal No.172 of 2010 is still pending. Mr.Kamat states that liberty was granted to apply for hearing the Notice of Motion and he is applying for hearing the Notice of Motion. Stage to apply comes up only after the appeal is dismissed. Notice of Motion to be listed only after the appeal is heard finally.

2. Applicant to remove all office objections and get the Notice of Motion numbered on or before 11.1.2019, failing which Notice of Motion will get dismissed without further reference to the Court.

(K.R.SHRIRAM,J)