

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY AND ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 197 OF 2017
IN
SUIT NO.44 OF 2017**

Marathon Era Co-op Hsg Sty Ltd

..Plaintiff

Vs.

Marathon Next Gen Realty Ltd & Ors

..Defendants

Mr. C. S. Balsara a/w Mr. H. N. Vakil and Ms Suzan Vakil I/b M/s Mulla and Mulla and Craigie Blunt and Caroe for Plaintiff/Applicant

Mr. Virag Tulzapurkar, Senior Advocate a/w Mr. Raghav Gupta and Ms Jyoti Pardeshi I/b Wadia Ghandy and Co. for Defendant Nos.1 and 2

CORAM : K.R.SHRIRAM, J.

DATE : 23rd APRIL 2019

P.C.:

1 At the outset, Mr. Balsara states that there is a Chamber Summons (L) No.597 of 2019, which has to be heard before this notice of motion is taken up for hearing. The said chamber summons is not listed, therefore, by consent, is taken up for hearing.

2 Mr. Tulzapurkar states that the documents which have been listed in the schedule to the chamber summons will be provided to plaintiff. Mr. Tulzapurkar clarifies what will be provided are only photocopies and no originals can be given like for example given at Sr. No.1 of the schedule. Even for Sr. No.2, Mr. Tulzapurkar says that declaration has been filed with the concerned authorities. Mr. Tulzapurkar states that these documents will

be provided to plaintiff with an endorsement on each document as true copy by the advocates on record, within three weeks from today. Any of the documents have any annexures, the same to be also provided to plaintiff.

3 Chamber summons (L) No.597 of 2019, accordingly disposed.

4 Notice of motion be listed for hearing on 24th June 2019.

(K.R. SHRIRAM, J.)