

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

CHAMBER SUMMONS NO.1202 OF 2018

IN

SUIT NO.678 OF 2018

Prathamesh Vighnaharta Association MumbaiApplicant/Plaintiff

Vs.

Shubh Enterprises and Ors.Defendants

Ms. P. Thakur I/b. FF and Associates for applicant/plaintiff.

Mr. Chirag Gandhi for defendant nos.1 and 3.

CORAM : K.R.SHRIRAM, J.

DATE : 25th FEBRUARY 2019

P.C.:

1 Mr. Gandhi consents to the amendment sought in the chamber summons. In any event, considering the amendment sought, I am inclined to allow the chamber summons in terms of prayer clause – (a), except the portion which is bracketed in red ink. The prayer clause – (a) as allowed reads as under :

(a) That the applicant be allowed to amend the petition and other proceedings in terms of the schedule annexed to the chamber summons.

2 Amendment to be carried out and copy of the amended plaint to be served within two weeks from today.

3 Mr. Gandhi, counsel for defendant nos.1 and 3 undertakes to file Vakalatnama within one week from today and also waives service of the writ of summons. Mr. Gandhi states that defendant no.2 has retired and one

other persons has been added as partner of defendant no.1 and he will address a communication giving details to plaintiff's advocates within one week from today.

(K.R. SHRIRAM, J.)