

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

**SUIT NO.274 OF 2017
WITH
NOTICE OF MOTION NO.727 OF 2017
IN
SUIT NO.274 OF 2017**

Sangeeta AjithanPlaintiff

Vs.

Neptune Ventures & Developers Pvt. Ltd. & Ors.Defendants

Mr. S.M. Shettigar for plaintiff/applicant in NMS/727/2017.

Mr. Akshay Patil I/b. Mr. Mayur Thorat for defendants.

CORAM : K.R.SHRIRAM, J.

DATE : 11th JANUARY 2019

P.C.:

1 Mr. Patil, counsel for defendants states that defendants have paid the amount of Rs.1 lakh as directed by the order dated 4th January 2019. Mr. Patil also states that the written statement has been filed.

2 By 25th January 2019 parties shall file their respective affidavit of documents and serve a copy thereof upon the other side, failing which parties will not be permitted to rely on any document, copy whereof is not annexed to the plaint and/or written statement or mentioned in the list of documents annexed to the plaint and/or written statement. This shall, however, not prevent a party from confronting a witness of the other side with any document.

3 By 2nd February 2019 inspection to be completed. If inspection is not given, such party will not be permitted to rely on any document.

By 8th February 2019 statement of admission and denial with reasons for denial to be exchanged. If the statement of admission and denial is not given, parties shall be deemed to have admitted the existence of all the documents of the other side.

4 Suit be listed for issues on 13th February 2019 on which date parties shall come with agreed draft issues and a separate list of issues on which they are unable to agree. On the next date, if parties do not come with draft issues, they are put to notice that parties will be put to terms.

5 Mr. Shettigar, counsel for applicant seeks leave to withdraw the notice of motion.

6 Notice of motion dismissed as withdrawn.

(K.R. SHRIRAM, J.)