

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

**NOTICE OF MOTION NO. 1956 OF 2008
IN
SUIT NO. 1427 OF 1996**

M.R. Charities Pvt. Ltd.	.. Plaintiff
Vs.	
Temples Charitable Inst.	
And Funds of G.S.B. Community	
of Bombay & Ors.	.. Defendants

**AND
INTERIM APPLICATION NO. 1 OF 2020
(NOT LISTED)
IN
SUIT NO. 1427 OF 1996**

M.R. Charities Pvt. Ltd.	.. Applicant
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In the matter of :

M.R. Charities Pvt. Ltd.	.. Plaintiff
Versus	
Temples Charitable Institutions and	
Funds of the Goud Saraswat Brahmin	
Community of Bombay & Ors.	.. Respondent/ (Org. Defendants)

AND	
Vasudev P. Shetye & Ors.	.. Respondents/ (Org. Respondents)

AND	
Mr. Awadhoot Ghanshyam Dabholkar	.. Proposed Respondent

Mr. Saijo Mathew a/w. Adv. Saumil Rege i/b Crawford Bayley & Co.
for defendant Nos. 1 to 10.

Mr. Milind More, Add. Government Pleader for State and newly
impleaded defendants.

CORAM : N.J. JAMADAR, J.

DATE : 23rd JANUARY 2020

P.C.

INTERIM APPLICATION NO. 1 OF 2020

- 1.** Not on board. With the consent of the learned counsels for the parties, taken up for hearing.
- 2.** This application is preferred by the plaintiff to amend the plaint so as to bring on record the incumbent trustees of defendant No.1-Trust.
- 3.** The names of the incumbent trustees of defendant No.1 have been furnished to the plaintiff by defendant No. 1 – Trust and defendant No. 14 in terms of the order passed by this Court on 22nd January 2019.
- 4.** The learned counsel for the defendant No.1-Trust submits that the defendant No.1 has no objection to delete the names of the erstwhile trustees and implead the incumbent trustees as party defendants.
- 5.** In the aforesaid backdrop, the interim application deserves to be

allowed. The delay in taking out the application also deserves to be condoned.

6. Interim Application No.1 of 2020, thus, stands allowed in terms of prayer clauses (a) to (c).

7. The plaintiff shall carry out the necessary amendment in accordance with the schedule appended to the application within a period of two weeks from today and serve the amended copy of the plaint on the defendants within a period of two weeks thereafter. Amendment be carried out in Notice of Motion No. 1956 of 2008 as well.

8. The learned counsel waives service of writ of summons on the newly impleaded the defendants.

9. Interim Application No.1 of 2020 stands disposed of.

10. The suit be listed on 27th February 2020.

[N.J. JAMADAR, J.]