

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

**INTERIM APPLICATION NO. 2 OF 2019
IN
COM.SUMMARY SUIT NO. 654 OF 2019**

Mr. Abdul Hamid Ibrahim Makalai & Anr. .. Applicants

In the matter between :

Ismail Nazir Shakoor .. Plaintiff

Vs.

1. Nadeem Zakaria Maklai & 3 Ors. Defendants

Mr.S.P. Bharti for applicant in IA No.2/2019.

Adv. Vatsal Verma a/w. Mr. D.S. Mishra i/b D.S. Law Bureau for defendant Nos.1 and 2.

Adv. Hetal Vithlani i/b M/s. S. Ashwinikumar & Co. LLP for proposed defendant No.3.

Mr. Ismail Nazir Shakoor present.

Mr. Umesh Rajuram Purohit present.

Partners of M/s. Mysore Associates-Mr. Zakaria Ibrahim Maklai, Mr. Salim Ibrahim Maklai, Mr. Abdullah Ibrahim Maklai and Mr.Abdul Hamid Maklai present and POA holder of Nadeem Zakaria Maklai present.

CORAM : N.J. JAMADAR, J.

DATE : 28th JANUARY 2021

P.C.

1. This interim application, though not listed today, with the consent of the learned counsels for the parties, is taken up for hearing.

2. The application is preferred by the applicants, who are the partners of defendant No.4, to dismiss Notice of Motion No. 1415 of

2019 in respect of properties mentioned at Sr.Nos. (v) and (vi) of the said notice of motion.

3. In view of the order passed today in the summary suit, the application does not survive and accordingly stands disposed of.

Shraddha
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Talekar

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[N.J. JAMADAR, J.]