

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

IN THE PARSİ CHİEF MATRİMONİAL COURT AT BOMBAY

INTERIM APPLICATION NO.2883 OF 2021

IN

PARSI SUIT NO.1 OF 2018

Kayzad Aspi Marker .. Applicant

In the matter between

Michelle Kayzad Marker .. Plaintiff

Vs.

Kayzad Aspi Marker .. Defendant

Mr. Rumi Mirza, with Mr. Kaushal Thakker, i/by Dipesh Mehta & Associates,
for the Applicant-Original Defendant.

Mrs. Taubon F. Irani for the Plaintiff.

CORAM : A. K. MENON, J.

DATE : 25TH NOVEMBER, 2021.

P.C. :

1. By this IA, the original defendant seeks to file Written Statement, which is presently beyond time. True copy of the written statement has been handed over to the learned counsel for the plaintiff in court.

2. In view of the above and the delay that has occasioned, Ms. Irani opposed the application, however, there is no affidavit-in-reply.

3. In view of the above, considering the delay and the oral application made today for condoning the delay, I pass the following order :-

- (i) Subject to payment of costs of Rs.25,000/- to the plaintiff by pay order within one week from today, Written Statement be filed in the registry.
- (ii) The costs shall be condition precedent and payment of costs to be made on or before 4th December 2021.
- (iii) If costs are not paid within the stipulated time, Written Statement shall not be taken on record.
- (iv) IA is disposed in the above terms.

(A.K. MENON, J.)