

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

INTERIM APPLICATION (L) NO.27953 OF 2021
WITH
NOTICE OF MOTION NO. 3038 OF 2016
WITH
NOTICE OF MOTION NO.2100 OF 2018
IN
SUIT NO.1055 OF 2016

VISHAL
SUBHASH
PAREKAR

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Heena Nikhil Dharia

...Plaintiff

vs.

Kokilaben Kiritkumar and Others

...Defendants

Mr. Shanay Shah a/w. Mr. Trupit Shetty, Ms. Samruddhi Sonar, Ms. Pranvi Jain i/b. Dhruve Loladhar & Co, for the Plaintiff

Mr. Shailesh Shah, Senior Advocate a/w. Ms. Mamta Shah, Mr. S.K. Tejpal, Mr. Dushyant Tejpal i/b. Tejpal & Co., for Defendant Nos. 1 to 3.

Mr. Shyam Kapadia i/b. Mr. Sonu Tandon, for Defendant No. 4.

Ms. Saakshi Saboo i/b. Raval Shah & Co., for Defendant No. 5.

Mr. K.K. Hebale, Officer of the Court Receiver office present.

CORAM : N. J. JAMADAR, J.

DATE : DECEMBER 03, 2021

P.C.:

. This application is taken out by the plaintiff to amend the
plaint as the defendant No. 5 Ms. Diya has since attained majority.

2. The plaintiff claims to have been apprised about the fact of
defendant No. 5 attaining majority by communication addressed on
behalf of defendant No. 5 on 24th November, 2021, a copy of which is
annexed at Exhibit A to the application.

3. In view of the aforesaid assertion, the application stands allowed.
4. The plaint be amended forthwith.
5. Re-verification dispensed with.
6. Ms. Saakshi Saboo, learned counsel submits that she has instructions to appear on behalf of defendant No. 5.
7. The learned counsel for defendant No. 5 seeks time to file affidavit in reply to Notice of Motion No. 2100 of 2018 and 3038 of 2016.
8. Let the affidavit in reply be filed by defendant No. 5 within a period of two weeks.
9. Rejoinder, if any, be filed by the plaintiff within a week thereafter.
10. Notice of Motions be listed for hearing on 12th January, 2022.

(N. J. JAMADAR, J.)