

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

SUIT NO.569 OF 2017

Lata Chimanbhai Thakkar and Ors. ...Plaintiff
vs.
Kinner Pankajbhai Lakhani and Ors. ...Defendants

**WITH
NOTICE OF MOTION NO.2004 OF 2017
IN
SUIT NO.569 OF 2017**

Lata Chimanbhai Thakkar and Ors. ...Plaintiff
vs.
Kinner Pankajbhai Lakhani and Ors. ...Defendants

**WITH
NOTICE OF MOTION NO.287 OF 2018
IN
SUIT NO.569 OF 2017**

Lata Chimanbhai Thakkar and Ors. ...Plaintiff
vs.
Kinner Pankajbhai Lakhani and Ors. ...Defendants

**WITH
NOTICE OF MOTION NO.2005 OF 2017
IN
SUIT NO.569 OF 2017**

Lata Chimanbhai Thakkar and Ors. ...Plaintiff
vs.
Kinner Pankajbhai Lakhani and Ors. ...Defendants

**WITH
NOTICE OF MOTION NO.1372 OF 2022
IN
SUIT NO.569 OF 2017**

Lata Chimanbhai Thakkar and Ors. ...Plaintiff
vs.
Sushila Madhavlal Thakkar and Ors. ...Defendants

**WITH
NOTICE OF MOTION NO.981 OF 2018
IN
SUIT NO.569 OF 2017**

Lata Chimanbhai Thakkar and Ors. ...Plaintiff
vs.
Kinner Pankajbhai Lakhani and Ors. ...Defendants

**WITH
NOTICE OF MOTION NO.692 OF 2018
IN
SUIT NO.569 OF 2017**

Lata Chimanbhai Thakkar and Ors. ...Plaintiff
vs.
Kinner Pankajbhai Lakhani and Ors. ...Defendants

**WITH
NOTICE OF MOTION NO.601 OF 2018
IN
SUIT NO.569 OF 2017**

Lata Chimanbhai Thakkar and Ors. ...Plaintiff
vs.
Kinner Pankajbhai Lakhani and Ors. ...Defendants

Mr. Naushad Engineer a/w Talha Siddiqui & Aditya Mithe i/b. Yogesh Naidu, Advocate for the Plaintiff.

Mr. Ashok M. Saraogi, Advocate for the Defendant Nos.1 and 2.

Mr. Mitesh Thakkar, son of Plaintiff No.1 present.

Mr. Nilesh Thakkar Plaintiff No.3 present.

Mr. Kinner Lakhani, Defendant No.1 present.

Ms. Rashmi Lakhani, Defendant No.2 present.

**CORAM : S. M. MODAK, J.
DATE : 18th OCTOBER 2023**

P. C. :-

1. Plaintiffs have settled the dispute with Defendant Nos.1 and 2. They have also entered into Consent Terms. It is marked as annexure “X”
2. Plaintiff do not want to prosecute the suit against Defendant No.3. He has also affirmed the affidavit. It is on page 11 of the Consent Terms.
Hence, Suit stands disposed of against the Defendant No.3.
3. Consent Terms are signed by the following persons:-
 - (i) Plaintiff Nos.1 and 3;
 - (ii) Plaintiff No.2 - Sushila Madhavlal Thakkar has already passed away;
 - (iii) Plaintiff No.3 is present;
 - (iv) Due to old age, Plaintiff No.1 is not present;
 - (v) Defendant Nos.1 and 2. Both are present.
4. The Defendants’ counsel have identified their signature.
5. In view of that, Suit is disposed of in terms of Consent Terms. Interim Applications/Notice of Motions also stand disposed of.
6. Refund of Court fees as per Rules.
7. Undertakings in the Consent Terms are considered as undertaking given to the Court.

[S. M. MODAK, J.]