

Sharayu Khot.

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

LEAVE PETITION NO. 1 OF 2023

IN

SUIT (L) NO. 39490 OF 2022

Raju Bhojrajshahani

...Petitioner/
Plaintiff

Versus

Vinita Shahani & Ors.

...Respondents/
Defendants

Ms. Geeta Sonawane a/w Austin Fernandes, Ms. Karen Kaya i/by
Denzil D'Mello for the Plaintiff.

CORAM : R.I. CHAGLA J

DATE : 24 January 2023

ORDER :

1. By this Leave Petition, the Petitioner/Plaintiff has sought leave to be granted under Clause XII of the Letters Patent.

2. The Petitioner/Plaintiff in paragraph 42 of the Plaint has made necessary averments with regard to grant of leave under Clause XII of the Letters Patent which Leave Petition has been taken out in

view of the fact that some of the properties of the father of the deceased Bhojraj Topandas Shahani are in United States of America and the Defendant Nos. 2 and 3 are residing in United States of America. The Plaintiff is residing at Bangalore and Defendant Nos. 1, 4, 5 and 6 are residing in Mumbai. It is stated that most of the properties are situated in Mumbai. Substantial part of cause of action has arisen in Mumbai.

3. I have considered the averments in paragraph 42 of the Plaint, a case has been made out for grant of leave under Clause XII of the Letters Patent. Accordingly, Interim Application is made absolute in terms of prayer clause (a).

4. Interim Application is disposed of.

[R.I. CHAGLA J.]