

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

Writ Petition No.16611 of 2024

Mrs. Radhika Kamal Mirani @ Rashmi Vijay
Rijhwani

... Petitioner

V/s.

Mrs. Nisha Purshotam Mirani

... Respondents.

Ms. Sushma Singh	Advocate for the Petitioner
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CORAM : S.M. MODAK, J

DATE : 13 November 2024.

P.C. :

The matter is taken on Board by way of a praecipe.

2. The trial Court while granting relief to the defendant-petitioner directed to deposit 25% of the principal amount within 60 days from 18 September 2024. Copy of the order is annexed to the praecipe. Principal amount is Rs.13,23,000/-.

3. The defendant is the daughter-in-law of the plaintiff. Her contention is that there are no sufficient documents to file a summary suit. Additionally, it is contended that matrimonial disputes and the cases are pending in between the defendant and her husband. Now the matter is fixed before the trial Court on 19

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November 2024 for compliance of the order. It is contended that the defendant's daughter-in-law is not having sufficient earning.

4. Issue notice to Respondents, returnable in **11 December 2024**. Private notice is allowed. Service affidavit be filed.

5. In the meantime, the impugned order dated 18 September 2024 is stayed till next date subject to deposit of Rs.2,00,000/- (Rupees Two Lacs only) within two weeks before the trial Court.

(S.M. MODAK, J.)