

ary

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 18th April, 2024.

CALLED FOR DIRECTION:

1. CHOL/141/2024
in
S/760/2019

) **Mr. Rahul Deshpande i/b Wadia Ghandy & Co.,**
) **Advocate for the Applicant (Plaintiff).**
)

) **P.C.:** 1. This Chamber Order is taken out
) by Advocates, M/s. Wadia Ghandy & Co. seeking
) discharge on behalf of Plaintiffs, Shree Ahuja
) Properties Pvt. Ltd. in Suit No. 760 of 2019.
)

) 2. The applicant has intimated the Plaintiffs
) about today's date by email dated 13.04.2024.
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) 3. The applicant has filed Affidavit in support
) dated 29.02.2024. It is stated in the said Affidavit
) that the applicant by their letter dated
) 31.08.2023 addressed to the Plaintiff as its
) aforesaid address, inter alia, stating that despite
) repeated instructions being sought by them no
) response were received and accordingly asked the
) Plaintiff to collect the papers in captioned Suit.
) However, the aforesaid letter was returned
) undelivered. Pursuant thereto, vide email dated
) 07.09.2023 to the representatives of the Plaintiff,
) M/s. Wadia Ghandy & Co. once again forwarded
) its letter dated 31.08.2023 to the Plaintiff. Till
) date, no response has been received to the
) aforesaid letter dated 31.08.2023. A copy of the
) aforesaid email dated 07.09.2023 addressed by
) M/s. Wadia Ghandy & Co. to the representatives
) of the Plaintiff is annexed as Exhibit – A.
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) 4. The Ld. Advocate/Applicant submitted that in
) the absence of instructions, it is not possible to
) represent the Plaintiffs in the matter. I am
) satisfied that the Ld. Advocate has substantially
) complied with the procedure for obtaining
) discharge under High Court, Original Side Rules
) read with the provisions and Rules framed under
) the Advocates Act.
)
)

) 5. In view of the above, Chamber Order is
) allowed and signed separately. Advocate, M/s.
) Wadia Ghandy & Co. have been discharged on
) behalf of the Plaintiffs, Shree Ahuja Properties
) Pvt. Ltd. in Suit No. 760 of 2019. Office to
) delete the name of Advocate M/s. Wadia Ghandy
) & Co. as Advocate for the Plaintiffs. M/s. Wadia
) Ghandy & Co. to communicate this Order to the
) Plaintiffs and thereafter, Plaintiffs to engage
) another Advocate, if they so desire.
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) 6. Chamber Order is disposed of accordingly.
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18.04.2024

Addl. Registrar (O.S.) /
Addl. Prothonotary and Senior Master