

MHCC010105582022



IN THE CITY CIVIL COURT FOR GREATER MUMBAI

DRAFT NOTICE OF MOTION

IN

SUIT NO.2158 OF 2022

Mrs. Sabiha Maqsood Ali Khan ...Plaintiffs.

Versus.

Mr. Sohail Ahmed Ansari ... Defendant.

**Appearance:**

Adv.Rupali Gond for plaintiff.

Adv. Sapna Khobragade for defendant.

**CORAM : HIS HONOUR JUDGE**

**R.R.Patare**

**COURT NO.2**

**DATED : 7<sup>th</sup> December, 2022.**

**ORAL ORDER**

This notice of motion is taken out by the defendant seeking permission to file written statement. The defendant seek to condone delay caused for filing written statement. There is delay of 37 days. The affidavit in support of notice of motion is also filed on record. It is stated that written statement was not filed due to non availability of advocate. The plaintiff has strongly opposed the notice of motion. The plaintiff suit is for declaration and injunction. The lawful right of the parities to the immovable property are involved in this suit. Considering the nature of suit and the reasons stated in the affidavit filed in support of notice of motion. Delay condoned and following order is passed.

**ORDER**

1. Draft Notice of Motion is hereby allowed.
2. The defendant is permitted to file written statement on record, subject to costs of Rs.500/- to be paid to plaintiff.
3. Draft Notice of Motion be registered for statistical purpose.



(R.R. Patare)  
Judge  
City Civil Court, Gr.Mumbai

Date : 07.12.2022  
Typed on : 07.12.2022  
HHJ signed on : 07.12.2022

“CERTIFIED TO BE TRUE AND CORRECT COPY OF THE ORIGINAL SIGNED JUDGMENT/ORDER.”

DATED 07.12.2022, 5.30 p.m.

UPLOAD DATE AND TIME

Mrs. V. N. Rajgole.  
NAME OF STENOGRAPHER

Name of the Judge (With Court Room No.)	H.H.J. Shri. R.R. Patare. C.R.No.02
Date of Pronouncement of JUDGMENT/ORDER	07.12.2022
JUDGMENT/ORDER signed by P.O. on	07.12.2022
JUDGMENT/ORDER uploaded on	07.12.2022