

IN THE COURT OF SMALL CAUSES AT BOMBAY

A1.Appeal No. 44 of 2014

In

R.A.E. Suit No. 1950 / 6937 of 1980

Ajanta Travels Pvt.Ltd..
No. 7A, Ground Floor, Stadium House,
Veer Nariman Road, Churchgate,
Mumbai 400 020.

.. Appellant
(Orig.Defendant No.3)

V/s.

1. The Cricket Club of India Limited
having its registered office at
J.N.Tata Pavilion, Dinshaw Wachha Road,
Churchgate, Mumbai 400 020.

.. Orig.Plaintiff

2. M/s. Kapoor Brothers,
Occ. - not known
Shop No. 7A, Ground Floor, Stadium House,
North Stand Building,
Veer Nariman Road, Churchgate,
Mumbai 400 020.

Mr. Rajkumar Kapoor (since deceased)-
deleted.

2A(1-A) Smt. Kamla Kapoor,
adult, Occ. - Not known,
Widow of Shri Raj Kumar Kapoor,
R/o. 15/2, Sarvapriya Vihar,
New Delhi 110 016.

2A(i)(1-A(i) Miss. Saritha Singh Sekhon,
adult, Occ. - not known,
residing at 1501, Belscot Tower,
Lokhandwala Complex, Andheri (W).
Mumbai 400 053.

2A(ii)(1-A(ii) Shri Depak Kapoor,
adult, Occ. - not known,
residing at 15/2, Sarvapriya Vihar,
New Delhi 400 016.

2A(iii)(1-A(iii) Shri Vijay Kapoor,
adult, Occ. - not known,
residing at 15/2, Sarvapriya Vihar,
New Delhi 400 016.

2-B(1-B). Maharaj kumar Kapoor,
adult, Occ. – not known,
S/o. Late Shri Lal Parmeshwari Dass,
Kapoor, R/o. 8, Tolstoy Marg,
New Delhi – 110 001.

2-C(1-C) Shri. Krishan Kumar Kapoor,
adult, Occ. – not known,
S/o. Lal Parmeshwari Dass Kapur,
R/o. C/14, NDSE Part II,
New Delhi – 110 049.

2-D(1-D) Smt. Nirmal Kapoor,
adult, Occ – not known,

W/o. Ram Kumar Kapur (Deceased)
Partner of Kapoor Brothers,
At present residing at 704,
Sea Green, 7, Bunglows, Varsova,
Andheri, Mumbai 400 061.

2-E(1-E) Sunil Kapoor,
adult, Occ. - not known,
S/o. Late Shri Ram Kumar Kapur,
at present residing at 704, Sea Green,
7, Bunglows, Varsova, Andheri,
Mumbai 400 061.

2-F(1-F) Miss. Sonia Kapur,
adult, Occ. -not known,
Daughter of Late Ramkumar Kapur,
residing at 704, Sea Green 7,
Bunglows, Varsova, Andheri,
Mumbai 400 061.

2-G(1-G) Shri Sanjay Kapoor
adult, Occ. - not known,
S/o. Shri Surya Prakash Kapoor,
being L.Rs. of Smt. Vimal Kapoor,
Deceased Partner of Kapoor Brothers,
and also sought to be brought on record
as legal representatives of Smt. Dhandevi
Kapur Brothers residing at D,1052,
New Friends Colony, New Delhi 111 001.

2-H(1-H) Smt. Rashmi Nagrath
adult, Occ – not known,
Wife of Shri Ranjit Nagrth
R/o. 2, Tolstoy Marg,
New Delhi 110001.

2-I(1-I) Being Legal representatives of
Smt. Vimal Kapoor, deceased
partner of Kapoor Brothers and also
also sought to be brought on records as
L.Rs. of Smt. Dhandevi Kapoor
Deceased partner of Kapoor Brothers,
residing at 2, Tolstoy Marg, New Delhi -1.

2-J(1-J) Miss. Parnav Kapoor,
adult, Occ – not known,
daughter of Shri Satya Prakash Kapoor,
Legal representative of Smt. Vimal Kapoor,
Deceased partner of Kapoor, Deceased
partner of Kapoor Brothers and also
sought to be brought on record's Legal
representative of Smt. Dhandevi Kapoor,
deceased partner of Kapoor Brothers,
residing at G-32, Nizamuddin West, New Delhi.

2-K(1-k) Shri Subhash Chopra
adult, Occ.- not known,
S/o. Shri Ram Nath Chopra and
Smt. Shantidevi Chopra,
deceased daughter of predeceased
Smt. Dhandevi Kapoor, Deceased partner

of Kapoor Brothers residing at 510,
Sarvapriya Vihar Apartments,
New Delhi 110 016.

2-L(1-L) Smt. Rama Ralham
adult, Occ.- not known,
Wife of Shri B.N.Ralhan
R/o. A-37, Hauz Khas, New Delhi
Being legal representatives of
Smt. Shakuntala Bhandari deceased
daughter of Smt. Dhandevi Kapoor,
deceased partner of Kapoor Bros.

2-M(1-M) Smt. Indira Wadhera
adult, Occ .- not known,
Wife of Sohan Wadhera,
R/o. 14/13, Sarva Priya Vihar,
Delhi 110 016, being the legal
representatives of Smt. Shankuntala
Bhandari Deceased Partner of
Kapoor Borthers.

3. AIR TANZANIA
No. 7A, Ground Floor, Stadium House,
Veer Nariman Road, Churchgate,
Mumbai 400 020.

.. Respondents
(Orig.Defendants No.1,
1A(i) to 1M & 2.)

Shah & Lapasia, Advocate for Appellant.

Shri Anand H. Gandhi, Advocate for Respondent No.1

Coram:- Bharti Kale, Ad-hoc Dist.Judge,
Small Causes Court
and Asst.Sessions Judge
& Shri. S. P. Pingle, Judge.
C.R.No.3,
Date: 02nd August, 2016

CONSENT DECREE

The Appellants (Orig.Defendant No. 3) abovenamed Appeal to the Court of Small Causes, at Bombay from the Order of Ld. Trial Judge Shri P. T. Rahule, C.R.No. 20, dated 31st October, 2013 on the grounds mentioned in the memorandum of appeal filed on dt. 03rd January, 2014 and this Appeal came for hearing and final disposal on 02nd August, 2016, and on the grounds mentioned in this Appeal, before Smt. Bharti Kale, Ad-hoc Dist.Judge, Small Causes Court and Asst.Sessions Judge & Shri. S. P. Pingle, Judge, in presence of Shah & Lapasia, Advocate for Appellant and Shri Anand H. Gandhi, Advocate for Respondent No.1.

Order below Exh.1 Read with Exh. 34.

It is ordered that,

1. On behalf of appellant/Company its Director Shashi Laxman is present along with his learned Advocate Shah & Lapasia whereas on behalf of respondent/landlord, The Cricket Club of India Law Officer Mrs. Nandini Krishnakumar Dwivedi is present. They tendered the resolution at Exh. 36 and Exh. 35.
2. We have verified both the parties who are duly represented by their standing Advocate/Counsel. They have understood and agreed the consent terms and conditions. The dispute agreed to be settled. They also admitted their signatures on the consent terms at Exh. 34.
3. Respondent Nos. 2(A) to 2(M) are already proceeded ex- parte vide order dt. 19/12/2015. Hence, the matter is disposed off in view of the consent terms placed vide Exh. 34.
4. Undertaking given by the appellant in para-3(i) and para-4 are accepted.
5. Appeal is disposed off.
6. Decree be drawn accordingly.

(Original Consent Terms (Exh. 34) attached herewith.)

..8 ..
BILL OF COST

Particulars	Appellant	Respondent
	(Rs. Ps.)	(Rs. Ps)
1. Stamp on Appeal Memo.....	200=00	
2. Stamp on V.P.....	20=00	
3. Stamp on Applications/Exhs.	100=00	
4. Pleader's Fee.....	30=00	30=00
5. Commissioner's Fee.....		
6. Subsistence of Witness.....		
7. Service of Process.....	41=80	
TOTAL :	391=80	30=00

Given under our hands and Seal of the Court

Court Room No. 3

This 02nd Day of August, 2016.

(S.P.Pingle)

Judge

(Bharti Kale)

Ad-hoc Dist.Judge,
Small Causes Court
and Asst.Sessions Judge

Judicial clerk

Prepare by M.M.Bahadkar, Clerk-Typ. Dt. 05/08/2016

Signature of Advocate for Appellant

Signature of Advocate for Respondents

