

**IN THE CITY CIVIL COURT AT MUMBAI, BORIVALI DIVISION,
DINDOSHI, GOREGAON, MUMBAI.**

NOTICE OF MOTION NO.17 OF 2018
IN
S.C. SUIT NO.2584 OF 2017

M/s. Radhekrarehna DevelopersPlaintiffs

V/s.

1.Ramesh Roshanlal Kothari & Ors.Defendants

Adv.Ashok Kumar Singh for plaintiffs.
Adv. M. Parera for defendants.

**CORAM: H.H.AD-HOC JUDGE SHRI R. K. DESHPANDE
(Court Room No.2)**

DATE: 4th January, 2018

ORAL ORDER

The defendant has taken out this Notice of Motion to set aside order passed this court on 27.11.2017 for hearing the chamber summons without reply of the defendants and to allow the defendants to file their reply to the chamber summons on record. On the other hand advocate for plaintiffs opposed the Notice of Motion and prays for appropriate order.

2. Heard both sides. Perused the record.

3. Here considering the facts advanced before me, I am of the

opinion that if present Notice of Motion is allowed and defendants have permitted to file their reply to chamber summons, then it will be helpful to the Court to decide the chamber summons and it will not affect the plaintiff's case. Accordingly, I inclined to allow the present Notice of Motion and proceed to pass the following order.

ORDER

- 1) Notice of Motion No.17/18 is allowed.
- 2) Permission is granted to the defendants to file their reply to the chamber summon on record.
- 3) Notice of Motion No.17/18 is disposed of accordingly.

**Sd/-
(R. K. Deshpande)**

Date :04/01/2018

Ad-hoc Judge, City Civil Court, Borivali Div.,
Dindoshi, Mumbai.

Dictated on 04.01.2018

Transcribed on 04.01.2018

Signed on 04.01.2018

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

UPLOAD DATE

AND TIME : 04/01/2018 5.40 p.m.

Mrs. T. S. Bhogte

NAME OF STENOGRAPHER

Name of the Judge (with Court Room No.)	HHJ Shri R. K.Deshpande (Court Room No.2)
Date of Pronouncement of Judgment/Order	04.01.2018
Judgment/Order signed by P.O. on	04.01.2018
Judgment/Order uploaded on	04.01.2018