

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 3540 OF 2025

Modi And Modi And Co & Anr ..Petitioners

Versus

Urmila Lakshmilal Pittie & Anr ...Respondents

Mr. Chirag Shah, with Mayank Mishra, i/b Durgaprasad Sabnis, for
the Petitioner.

CORAM: N. J. JAMADAR, J.

DATED : 10th JUNE 2025

P.C.:

- 1.** Heard the learned Counsel for the Petitioners.
- 2.** An arguable question is raised as to whether the learned Judge, Court of Small Causes could have passed the order in the form whereby the Plaintiff is in effect permitted to collect evidence and tender the same before the Court?
- 3.** Issue notice to Respondents returnable on 15th July 2025
- 4.** In addition to notice through Court, the Petitioners are at liberty to serve the Respondents by private service and file an Affidavit of Service.
- 5.** Stand over to 15th July 2025.

ARUN
RAMCHANDRA
SANKPAL

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ARUN
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6. In the meanwhile, there shall be an ad-interim relief in terms of prayer clause (c).

[N. J. JAMADAR, J.]