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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION
TESTAMENTARY SUIT NO. 3 OF 1998
IN
TESTAMENTARY PETITION NO. 531 OF 1995**

Joseph G. D'Souza & Ors.	...Plaintiffs
<i>Versus</i>	
Mildred Murzello & Ors.	...Defendants

Mr. Denzil D'Mello, *for the Plaintiffs.*
Mr. M.S. Oberoi, *i/b V.Y. Sanglikar, for the Defendants.*

CORAM: G.S. PATEL, J
DATED: 3rd December 2014

PC:-

1. The Plaintiffs have closed their case. The Defendants shall on or before 9th January 2015 file and serve on the advocate for the Plaintiffs, copies of their evidence Affidavit, Affidavit of documents and compilation of documents. In Testamentary Suit No. 4 of 1998 the evidence is yet to begin.

2. Testamentary Suit No. 3 of 1998 is to be listed on 13th January 2015, for marking of the Defendants' documents.

3. In Testamentary Suit No. 4 of 1998, both attesting witness have passed away. There was another person who is said to have been present at the time of execution of the document, and is said to have passed away also. The Plaintiffs in Testamentary Suit No. 4 of 1998 will need to ascertain whether there is any other person whose evidence can be led. The present Suit is to be listed along with Testamentary Suit No. 4 of 1998 on 13th January 2015. However, it is clarified that in Testamentary Suit No. 4 of 1998, directions for filing of Affidavits etc. are yet to be issued.

(G. S. PATEL, J.)