

jsn

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**SUIT NO.28 OF 2022
WITH
INTERIM APPLICATION NO.409 OF 2022**

Unicom Corporation

...Plaintiff

Versus

Mercantile Corporation and 15 Ors.

...Defendants

Astha Thamankar and Mr. Sameer Chitnis i/b. M/s. Chitnis and Co.
for the Plaintiffs.

Mr. Parth P. Shah i/b. Sujit Lahoti and Associates for Defendant
Nos.5, 7 and 8.

Aurup Dasgupta with Sonam Ghiya and Priyanka Pandey i/b M/s.
Jhangiani, Narula and Associates for Defendant Nos.12 and 13.

Ms. Prerna Shankar i/b. M/s. Bharucha and Partners for Defendant
No.14.

Aasiya Khan i/b. HSA Advocates for Defendant No.16.

CORAM : R.I. CHAGLA J

DATE : 7TH APRIL, 2022

ORDER :

1. The learned Advocate appearing for the Plaintiff states
that Defendant Nos.2 to 16 have been served with the papers and
proceedings in the above matter and they have accepted service. It is

only Defendant No.1 who has refused to accept service. Accordingly directions are sought for dispensation of objection taken by the Registry with regard to service of Plaint along with all its exhibits upon all the Defendants except Defendant No.1. The Plaintiff has already served the Plaint along with all the exhibits upon the Defendant Nos.2 to 16 and that it will be inconvenient for the Plaintiff to once again serve all the Defendants with copies of the Plaint and exhibits.

2. The Prothonotary and Senior Master of this Court has directed the Plaintiff to make this Application before this Court for dispensation of the objection taken by the Registry.

3. The learned Advocate for the Plaintiff has stated that, she will serve the Plaint alongwith all exhibits upon Defendant No.1who had earlier refused service.

4. In view thereof, the requisition of the Registry to serve Plaint along with all exhibits on Defendant Nos.2 to 16 is dispensed with.

5. The Defendant No.1 shall be served with all papers and proceedings by the Plaintiff. Writ of Summons shall be served by the Plaintiff upon the Defendants within a period of two weeks.

6. The learned Advocate for Defendant Nos.14 and 15 shall file Vakalatnama within a period of one week from today.

[R.I. CHAGLA J.]