



IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION  
NOTICE OF MOTION NO. 926 OF 2015

IN

SUIT NO. 54 OF 2015

Mukund Yashwant Dixit and Ors. ... Plaintiffs

Versus

M/s. Om Saahil Vinayak and Ors. ... Defendants

Mr. Tejas S.Bhide for the plaintiffs.

Mr. Vishal Kanade i/by M/s. Markand Gandhi & Co. for defendant nos. 1  
to 3.

CORAM : S.J. KATHAWALLA, J.

DATED : 28<sup>th</sup> AUGUST, 2015

P.C.:

On 21<sup>st</sup> August, 2015 this court has passed the following order :

“1. The following issues are framed as preliminary issues under Section 9A of the Code of Civil Procedure, 1908:

(i) Whether this Court has jurisdiction to entertain and try the above suit?

(ii) Whether the Suit as filed is barred by the law of limitation?

2. The learned Advocate for the Plaintiffs seeks a week's time to inform the Court whether the Plaintiffs are desirous of leading any oral/documentary evidence. Stand over to 28<sup>th</sup> August, 2015.”

3. Today, the learned counsel for the plaintiffs states on instructions that the plaintiffs shall be leading evidence in support of their contention that this court has jurisdiction to entertain and try the above suit and that the suit is not barred by law of limitation. Plaintiffs shall file their affidavit of evidence



and compilation of documents on or before 28<sup>th</sup> September, 2015. Stand over to 5<sup>th</sup> October, 2015 for directions.

**(S.J.KATHAWALLA, J. )**