

Before : Shri D.V. Sawant
Prothonotary & Senior Master
Date : 06th August, 2015

FOR DIRECTION :

9	S/354/2014	)	Mr. Anindya i/b. Khaitan and Company,
	with	)	Advocate for Plaintiffs.
	NMS/1231/2014	)	
	S/354/2014	)	Mr. Hitesh Thorat i/b. Saeed Akhtar,
	with	)	Advocate for Defendant No. 1.
	NMS/386/2015	)	
	S/354/2014	)	Mr. Ansari Mohd. Rehan, Advocate for
	with	)	Defendant No. 3.
	NMSL/1000/2014	)	
	S/354/2014	)	P.C. : Advocate for Plaintiffs submits that
		)	Defendant No. 5 is served as per
		)	Affidavit of Service dtd. 05.08.2015,
		)	which is taken on file. Defendant No. 5
		)	to file written statement on or before
		)	17.11.2015, failing Suit against
		)	Defendant No. 5 will be transferred to
		)	the list of Undefended Suits.
		)	
		)	Plaintiff to take steps to serve with writ
		)	of summons upon unserved Defendant
		)	No. 2 on or before 17.11.2015, failing
		)	Suit against Defendant No. 2 will be
		)	dismissed for non-compliance of O.S.
		)	Rule 87. Office to issue fresh writ of
		)	summons, if required and list the matter
		)	on board one week well in advance.
		)	The returnable date is extended till
		)	17.11.2015.
		)	
		)	Advocates for parties submit that Notice
		)	of Motion taken out under Section 9A of
		)	C.P.C. 1908 is still pending. In view
		)	thereof, adjourned to 17.11.2015.

Date : 06.08.2015

Prothonotary & Senior Master.