

Arun

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
SUIT NO. 1450 OF 1999**

Mahendrakumar C Sanghvi & Ors ...Plaintiffs
Versus
SP Builders & Ors ...Defendants

**WITH
NOTICE OF MOTION NO. 1495 OF 2017
IN
SUIT NO. 1450 OF 1999**

**Ms Deepti Panda, with Mr Ganesh Ambekar, i/b M/s Thakore
Jarimala & Associates, for the Plaintiff.**

**Mr Girish Godbole, Ms Sheetal Pandya, for Solicis Lex, for
Intervenor, Mr L Chanawala.**

**Mr Swapnil A, i/b Dinesh Tiwari & Associates, for the Intervenor, Mr
Manish Khandelwal.**

Ms Gauri Chhabria, Intervenor present.

**CORAM: G.S. PATEL, J
DATED: 20th June 2018**

PC:-

1. Despite the order of 18th November 2016 (KR Shriram J) I find that the CMIS records have not been corrected. The Heera Panna CHSL is not the 1st Defendant but is the 7th Plaintiff. The 1st

Defendant is M/s SP Builders. This change is to be carried out on or before 22nd June 2018. Registry will place a report in Chambers.

2. Ms Panda for the Plaintiffs state that a proposed settlement of the disputes has not yet fructified.

3. In the meantime there are at least three parties who propose to intervene. All of them have some reservations about the settlement in its current form or about the procedure that is being followed to give effect to this settlement. In fact they seem to indicate that they have not been informed of the precise terms of this settlement. Their concern is that the settlement, if allowed to go through without approval by the entire general body at a properly called special general meeting, might adversely affects their rights as members. They propose to file Chamber Summonses for impleadment.

4. At this stage therefore, there will be no orders on the Suit. Liberty to the proposed intervenors to have their respective Chamber Summonses listed after these are filed and served.

(G. S. PATEL, J)