

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

SUIT NO. 154 OF 2015

Ahsan @ Mansur Hasan Khan ... Plaintiff
Versus
Saleem Hasan Khan & Ors. ... Defendants

**WITH
NOTICE OF MOTION NO. 1977 OF 2019
WITH
NOTICE OF MOTION NO. 867 OF 2016
WITH
NOTICE OF MOTION NO. 2271 OF 2016
WITH
INTERIM APPLICATION (L) NO. 9070 OF 2020
WITH
INTERIM APPLICATION NO. 1518 OF 2021
WITH
INTERIM APPLICATION NO. 555 OF 2022
WITH
INTERIM APPLICATION (L) NO. 25193 OF 2022
WITH
COUNTER CLAIM NO. 10 OF 2017
IN
SUIT NO. 154 OF 2015
WITH
SUIT NO. 498 OF 2018
WITH
INTERIM APPLICATION NO. 2833 OF 2021
IN
SUIT NO. 498 OF 2018**

Mr. Akshay R. Kapadia for the Plaintiff in Suit No. 154 of 2015 and for Defendant Nos.1 and 2 in CC/10/2017 and for Defendant Nos.4 and 5 in Suit No. 498 of 2018.

Mr. Atul Daga a/w Ms. Poorva Garg and Mr. Simon Mascarenhas i/by Mulla & Mulla and Craigie Blunt & Caroe for Defendant

No.1 in Suit No. 154 of 2015.

Mr. Shanay Shah a/w Ms. Saumya Brajmohan and Ms. Khushi Merchant i/by M/s.Solomon & Co. for Plaintiff in Suit No.498 of 2018 and for Defendant No.3 in Suit No.154 of 2015.

Mr. Hafeezur Rahman for Defendant No.4 in CC/10/2017.

Ms.Divyae Patel a/w Ms. Swati Chandan i/by D. H. Law Associates for Defendant No.5 in CC/10/2017.

Adv. Uzair Z. Kazi a/w Ms. Dhanashree Hublikar and Jovita Pereira for Defendant Nos.6 and 7 in CC/10/2017.

CORAM: MANISH PITALE, J.

DATE : 4th APRIL 2024

P.C. :

. The learned counsel for the parties are heard on the aspect of framing of issues. The learned counsel appearing for defendant Nos.6 and 7 in Counter Claim No. 10 of 2017, submits that the reply affidavit filed in Notice of Motion No. 567 of 2017 may be treated as their written statement.

2. In the interest of justice, the aforesaid prayer is granted and the aforesaid reply affidavit filed on behalf of defendant Nos. 6 and 7 shall be treated as their written statement in the Counter Claim. In that light, defendant Nos. 6 and 7 in Counter Claim No. 10 of 2017, may also place their draft issues before this Court on the next date of hearing.

3. The learned counsel for the parties are directed to ensure that issues proposed to be framed in Suit No. 154 of 2015 with Counter Claim No. 10 of 2017 and Suit No. 498 of 2018, are

brief and focus on the points in issues.

4. List for further directions on 16th April 2024 at 2:30 p.m.

MANISH PITALE, J.