

**Before: Shri D.V. Sawant
Prothonotary & Senior Master.
Date: 3rd February, 2016.**

CALLED OUT FOR WRITTEN STATEMENT :

6. S/497/2015) Mr. Umesh Kurund, Advocate for the Plaintiffs.
) Mr. Kiran Kumar Phakade, i/b. Yogeshwar S.
) Bhate, Advocate for Defendant Nos. 1 to 6.
) Mr. Akshay U. Kamble, i/b. Kadekar & Co.,
) Advocates for Defendant Nos. 15 to 23.
)
) **P.C.:** On last occasion, when the matter was
) listed on board on 19.11.2015, Conditional Order
) was passed, directing Defendant Nos. 1 to 6 to file
) Written Statement till today, failing Suit against
) Defendant Nos. 1 to 6 will be transferred to the
) list of Undefended Suits.
)
)
) Today, the Ld. Advocate for Defendant Nos.
) 1 to 6 again applies time to file Written Statement,
) which is vehemently objected by the Ld. Advocate
) for the Plaintiffs.
)
)
) However, in the interest of justice, time is
) granted to Defendant Nos. 1 to 6 to file Written
) Statement subject to payment of cost of Rs.
) 2,000/- which is condition precedent to be paid to
) the Plaintiffs within two weeks from today, failing
) Suit against Defendant Nos. 1 to 6 will be
) transferred to the list of Undefended Suits. If cost
) is paid, time is granted to Defendant Nos. 1 to 6 to
) file Written Statement till 04.04.2016, failing Suit
) against Defendant Nos. 1 to 6 will be transferred
) to the list of Undefended Suits.
)

**Before: Shri D.V. Sawant
Prothonotary & Senior Master.
Date: 3rd February, 2016.**

Contd....

6. S/497/2015

)
)
)
)
)
)
)
)
)
)

The Plaintiffs to take steps to serve unserved Defendants under O.S. Rule 445 and to file Affidavit of Service to that effect on or before 04.04.2016, failing Suit against unserved Defendants will be dismissed for non-compliance of O.S. Rule 87. Office to issue fresh Writ of Summons, if required. The returnable date is extended till 04.04.2016.

03-02-2016

Prothonotary and Senior Master