

Dixit

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
TESTAMENTARY AND INTESTATE JURISDICTION**

**TESTAMENTARY SUIT NO.37 OF 2008**

**IN**

**TESTAMENTARY PETITION NO.52 OF 2006**

Sindhu Parshuram Shinde .... Plaintiff

V/s.

Pradeep Parshuram Shinde .... Defendant-Caveator

**ALONG WITH**

**TESTAMENTARY SUIT NO.63 OF 2007**

**IN**

**TESTAMENTARY PETITION NO.511 OF 2007**

Pradeep Parshuram Shinde .... Plaintiff

V/s.

Prabha Chandrakant Kadam and Ors. .... Defendants-Caveators

Mr. Anand P. Mishra for the Plaintiff in TS/37/2008.

None for the Defendant-Caveator.

Mr. Pradeep Parshuram Shinde, the Defendant-Caveator, is present in person.

**CORAM : A.K. MENON, J.**

**DATED : 9<sup>TH</sup> APRIL, 2019.**

**P.C. :**

1. Advocate for the defendant-caveator, in Testamentary Suit No.37 of 2008, is absent even on the second call. The defendant-Pradeep Parshuram Shinde is present in person.

2. As per the order dated 2<sup>nd</sup> April 2019, learned Advocate for the defendant was to file statement of admission and denial. The same is still not filed. One more opportunity is, therefore, granted to the defendant and his Advocate to file statement of admission and denial, which shall be submitted to the Advocate for the plaintiff by the Advocate for the defendant on or before 12<sup>th</sup> April 2019.

3. Advocate for the plaintiff shall serve a copy of this order upon Advocate for the defendant forthwith. In the event the statement of admission and denial is not tendered by the Advocate for the defendant, as directed, the court will proceed with the marking of documents on the next date of hearing.

4. S.O. to 22<sup>nd</sup> April 2019.

**(A.K. MENON, J.)**