

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

**TESTAMENTARY SUIT NO.2 OF 2003
IN
TESTAMENTARY PETITION NO.381 OF 2002**

Ashok Kumar Agarwal & anr.

..Plaintiffs

V/s

Vijay S. Agarwal

..Defendant

Mr.S.V.Doijode i/b.Doijode Associates, Advocate, for the plaintiffs
Mr.Mohan Rane with Ms.Manisha Virkhane i/b.Vigil Juris, Advocate,
for the defendant

CORAM : R.M.SAVANT, J.

DATE : 21ST NOVEMBER, 2008

P.C.

. The Architect in question has submitted his Report setting out the manner in which the living room is to be partitioned equally so that the plaintiff No.2 and the defendant can stay peacefully. The Architect has also given an estimate of the costs of carrying the work of partition as also the work relating to the opening door of the balcony. The estimated cost is Rs.91,300/-. Mr.S.V.Doijode, the learned counsel appearing on behalf of the plaintiffs seeks

implementation of the said Report. The Report prima facie appears to be one which can be acceptable to both the parties. However, the learned counsel for the defendant seeks time as the defendant is not available. Hence, adjourned to 5th December, 2008.

(R.M.SAVANT, J.)