

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

**NOTICE OF MOTION NO. 1964 OF 2010
IN
SUIT NO. 1965 OF 2010**

Jasmine Sanjay Shah ..Plaintiff.

Vs.

Mallika Madhukant Jhaveri & Ors. ..Defendants.

Mr. D.H. Mehta, Counsel with Ms. Priti Gada i/b
Sudhir Shah & Associates, for the Plaintiff.

Mr. R.A. Shaikh, for Defendant No.1.

Mr. D.D. Madon, Senior Counsel i/b Siganporia & Dalvi,
for Defendant Nos.2 and 7.

Mr. C.M. Lokesh i/b Lex Forum, for Defendant No.4.

CORAM: S.C. DHARMADHIKARI, J.
DATED : 16th SEPTEMBER 2010.

PC.

1] In the plaint it is stated that defendant no.3 is a Bank where defendant no.7 has an account. While defendant no.5 is a Bank [Indian Bank] where the deceased had account. As far as defendant no.3 bank is concerned, Shri Madon, learned Senior Counsel appearing for defendant no.7 denies the fact of defendant no.7 having any bank account with defendant no.3. Presently some directions are

sought only against defendant no.5 (Indian Bank). There is no account of defendant no.7 with defendant no.5 bank but if the deceased Madhukant Premchand Jhaveri had any account with defendant no.5-Indian Bank, then the said bank, should disclose details of such account/s and investments and furnish copies of necessary documents duly authenticated to both parties. Let this be done by the said bank before the next date of hearing.

2] If there is any account of defendant no.1 with this bank to which proceeds from the account of the deceased have been transferred, the bank should furnish such information and documents, Let this also be done before the next date of hearing.

3] At the request of learned Counsel for the parties, stand over to 28.9.2010.

[S.C. DHARMADHIKARI, J.]