Before: Aniruddha M. Chandekar
Prothonotary & Senior Master.
Date: 7th February, 2019

CALLED OUT FOR DIRECTION :

901. NMCD/679/2017
COMS/769/2017

Mr. Dhiren H. Shah, Advocate for the Applicant / Org. Plaintiff.

Ms. Pooja Singh, i/b. Navaneetha Krishnan T. and Richa Bhandari, Advocates for Defendant No. 8, 15 and 16.

Ms. Priyanka Pol, i/b. Little and Co., Advocates for Defendant No. 19.

P.C.: Affidavit of Service is taken on file, which reveals that Defendant Nos. 1 to 4, 6, 8, 15, 16 and 19 are duly served with Writ of Summons.

Record reveals that Defendant No. 17 has already filed Vakalatnama.

Defendant Nos. 1 to 4, 6, 8, 15, 16, 17 and 19 to file Written Statement on or before 05.03.2019, failing Suit against Defendant Nos. 1 to 4, 6, 8, 15, 16, 17 and 19 will be transferred to the list of Undefended Suits.

Plaintiff to again take steps to serve with Writ of Summons upon Defendant Nos. 5, 7, 9 to 14 and 18 under 445 of O.S. Rules through Sheriff of Mumbai and to file Affidavit of Service to that effect on or before 05.03.2019, failing Suit against unserved Defendant Nos. 5, 7, 9 to 14 and 18 will be dismissed for non-compliance of O.S. Rule 87. Liberty is also granted to the Plaintiff to serve unserved Defendants by way of substituted service. Office to issue fresh Writ of Summons, if required. The returnable date is extended till 05.03.2019.

07-02-2019 **Prothonotary and Senior Master**