

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

mmj

SUIT (L)NO. 3162 OF 2010.

Ayesha I. Latif	..Plaintiff
vs.	
Shoaib S. Merchant & Ors.	..Defendants

....

Mr. Atul Damle for Plaintiff.
Mr. D.B.Savant for Defendant No.1

....

**CORAM : S.J. KATHAWALLA, J.
DATE : 17th JANUARY 2011.**

P.C.

The Learned Advocate appearing for Defendant No.1 states that the Defendant No.1 has already disposed of the properties set out at item Nos. F, G & H of Exhibit 'A' to the plaint. The Learned Advocate for the Defendant No.1 undertakes to maintain status-quo until further orders, in respect of the properties set out at items A to E of Exhibit 'A'. However, he states that there is a suit filed by the Landlord as regards the property at item C, which suit is dismissed and the landlord has filed an Appeal before the Division Bench of the Small Causes Court at Bombay. In view thereof, the following order is passed:

- (i) The Defendant No.1 shall until further orders maintain status-quo as of today as regards properties listed at items A to E of Exhibit 'A' to the Plaint.
- (ii) As regards properties at items F, G & H of Exhibit 'A' to the Plaint, the Defendant No.1 shall file his affidavit within two weeks from today, setting out all the particulars and annexing all the documents in support of his claim that the said

properties have been disposed of already.

(iii)The Defendant No.1 through his Advocate has stated that in his affidavit in reply he shall disclose the income derived from the business of House of Mats since the year 1990 with necessary documents and shall disclose the assets acquired by him out of the said income. The statement is accepted.

(iv)Place the Notice of Motion for hearing and final disposal on 5th April 2011.

[S.J. KATHAWALLA, J.]