

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

SUIT NO. 3 OF 2010

Mumtaz Daughter of Riyazuddin and
Wife of Suleman Khan & Anr. .. Plaintiffs

Vs.

Jamaluddin Riyazuddin Sheikh
& Ors. .. Defendants

Mr.Murthy a/w. Mr.Omar Khaiyam Shaikh for plaintiffs.

Ms.Aparna Deokar i/b M/s.M.P.Vashi & Associates for defendant Nos.1
to 3, 4A, 4B and 5.

**CORAM : N.J. JAMADAR, J.
DATE : 20th JANUARY 2020**

P.C.

1. Heard the learned counsels for the parties.
2. Ms.Aparna Deokar, the learned counsel for the defendant Nos.1 to 3, 4A, 4B and 5 submits that defendant Nos.4A and 4B do not intend to file any separate written statement and intend to adopt the written statement filed by the original defendants, save and except the change in the reference to the defendants in the said written statement. The written statement filed by the original defendants be read with the change as if the defendant Nos.4A and 4B had filed the written statement.

3. In view of above, the defendant Nos.4A and 4B would be construed to have filed the written statement as filed by the original defendants.

4. The learned counsel for the plaintiff submits that the plaintiffs have taken out Interim Application No.1 of 2019. A copy of the said application has already been served on the defendants. Ms. Deokar seeks time to file an affidavit in reply in opposition to the interim application.

5. Three weeks time is granted.

6. List the suit alongwith Interim Application No.1 of 2019 on 17th February 2010.

[N.J. JAMADAR, J.]