

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

**SUIT NO. 56 OF 2023
WITH
INTERIM APPLICATION (L) NO. 32389 OF 2022**

Ferzana Abdur Rehman Adam & Ors ...Plaintiffs / Applicants
Vs.
Rahim Latif Kapadia & Ors. ...Defendants

Mr. Akshay Doctor, Mr. Dhruv Dandekar i/b. Desai and Diwanji,
for the Plaintiffs.

Mr. Abhijit Kulkarni, for the Defendant Nos.1 to 4.

Mr. Vaibhav Gaikwad, for the Defendant No.5.

Mr. Parshwa Jayesh Shah a/w. Mr. Shrey Sancheti, for the
Defendant No.9.

**CORAM : MANISH PITALE, J.
DATE : 25 OCTOBER 2023**

P.C.

. The learned counsel appearing for the defendant Nos.1 to 4
has tendered an affidavit specifically stating that said defendants
intend to cancel two conveyance deed dated 31/3/2022,
pertaining to CTS Nos.828, 829/3 and 1045, which would
effectively take care of prayer clauses (e), (f), (g) and (l) of the
suit.

2. The defendant No.5 in whose favour the conveyance deeds
were executed, through counsel, has expressed its consent to the
aforesaid statement made on behalf of defendant Nos.1 to 4.

3. The affidavit tendered on behalf of defendant Nos.1 to 4 is taken on record. Office to give appropriate pagination to the said affidavit.

4. The learned counsel appearing for the plaintiffs and other defendants wish to peruse the affidavit and to respond to the same.

5. List for further consideration on tomorrow i.e. 26/10/2023, to be included in the supplementary list.

MANISH PITALE, J.