

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY AND ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO.650 OF 2019
IN
SUIT NO.335 OF 2019**

Murtuza Manaswala & Ors
Vs.
Iqbal Singh Matharu & Ors

..Plaintiffs
..Defendants

Mr. Naushad Engineer a/w Ms Deepa Bisht I/b Mr. Tushar Goradia for Plaintiff / Applicant
Mr. Amrut Joshi a/w Mr. Sujit Lahoti and Mr. Umesh Waydande I/b Mr. Akshay Kamble for Defendant No.1

**CORAM : K.R.SHRIRAM, J.
DATE : 15th MARCH, 2019**

P.C.:

1 M/s Parelkar and Dailus to file their report dated 5th March 2019, in the registry on or before 25th March 2019. Mr. Engineer states that Mr. Goradia will inform M/s Parelkar and Dailus about this direction.

2 Mr. Engineer wishes to file a short affidavit in response to this report and states that the affidavit will be filed and copy served within one week from today. Mr. Joshi states that defendant no.1 be permitted to file an affidavit in reply to the notice of motion, in which, further affidavit to be filed by plaintiffs will also be dealt with and that affidavit will be filed and copy served within two weeks of receiving a copy of the further affidavit.

Rejoinder if any, to be filed and copy served within two weeks of receiving the reply.

3 Notice of motion be listed for hearing on 30th April 2019.
Earlier ad-interim order to continue until further orders.

4 Mr. Joshi states that 50% of the Architect fees has been paid by defendant no.1 as per the first invoice and the balance be paid by plaintiffs.

5 The order of 17th December 2018 states that defendant no.1 shall pay the fees of Architect at the first instance, would mean the entire fees. Defendant no.1 to pay balance fees to the Architect within one week from today. Fees paid to the Architect will be costs in the suit.

(K.R. SHRIRAM, J.)