



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY AND ORIGINAL CIVIL JURISDICTION
COMMERCIAL NOTICE OF MOTION NO.2498 OF 2018
IN
COMMERCIAL SUIT NO.1476 OF 2018

Shamim Hussain Petiwala & Anr

..Plaintiffs

Vs.

Aafiyah Realtors & Ors

..Defendants

Mr. Rishikesh Soni a/w Mr. Jayesh Mestry I/b RMG Law Associates for
Plaintiffs/Applicants
None for Defendants

CORAM : K.R.SHRIRAM, J.

DATE : 21st JANUARY, 2019

P.C.:

1 Since November 2018, plaintiffs' counsel stating that packets containing notice of motion and plaint are coming back with endorsement "unclaimed".

2 Defendants are based in Mazgaon, which is hardly 5 km away from High Court and no explanation is coming forth why attempt was not made to serve defendants by hand delivery. Therefore, it is quiet clear that there is no urgency in the matter.

3 Liberty to serve defendants by hand delivery granted.

4 Defendants to file affidavit in reply within three weeks of

Meera Jadhiav

receiving copies of notice of motion and plaint. Rejoinder if any, to be filed and copy served within two weeks thereafter.

3 Notice of motion to be listed for hearing after 6 weeks.

(K.R. SHRIRAM, J.)