

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUIT NO. 40 OF 1982

1. Jamshed Nusserwanji Guzder & Ors. .. Plaintiff
Versis
2. Pestonji Dhujishaw Zilla & Ors. .. Defendants

ALONG WITH

SUIT NO. 58 OF 1982

2. Pestonji Dhujishaw Zilla & Ors. .. Plaintiffs
Versis
1. Dr. Aspi Framroze Golwalla & Ors. .. Defendants

Ms. Manjiri Shah i/b Pardiwala & Co. for the
Plaintiffs in Suit No. 40 of 1982 and for defendants
in Suit No. 58 of 1982.

Mr. Choksey i/b M/s. Choksey and Co. for the
Plaintiff in suit No. 58 of 1982.

CORAM : S.K. SHAH, J.

DATED : 30.9.2004.

P.C.-

1. Judgment is pronounced.

2. The learned Counsel for the defendants [plaintiff in suit No. 58 of 1982] prays for stay of the order for a period of eight weeks. learned Counsel for the Plaintiffs objects to stay the order. Learned Counsel for the Plaintiffs submits that there is no order in favour of the defendant and the injunction is running throughout in favour of the plaintiffs.

3. Under the circumstances, prayer of learned Counsel for the defendants [in plaintiff's suit No. 58 of 1982] rejected.

4. Learned Counsel for the Plaintiff [in suit No. 40 of 1982] is permitted to withdraw the original documents tendered in this matter on production of the xerox copies thereof and on undertaking to produce the original as and when required by the Court.

[S.K. SHAH, J.]