

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

NOTICE OF MOTION NO.630 OF 2004

IN

SUIT NO.589 OF 2004

...

Tata Motors Ltd. ...Plaintiff

v/s.

Praman Motors Ltd. & ors. ...Defendants

...

Mr.N.G. Thakkar i/b Mulla & Mulla for the Plaintiff.

Ms.Trupti Lad i/b Consulta Juris for Defendant No.5.

...

CORAM: D.K.DESHMUKH, J.

DATED: 30th November, 2004

P.C.:

1. This Notice of Motion is taken out by the

Plaintiff. The learned Counsel for the Plaintiff states that he is not pressing this Notice of Motion against Defendant No.3, who has not been served. According to the learned Counsel, the Defendant No.3 does not own the property in relation to which the Plaintiff is seeking appointment of receiver by this Notice of Motion.

2. Except Defendant No.5, other Defendants namely Defendants Nos. 1, 2 & 4 are not appearing. They have not filed any affidavit in reply.

3. Perused the order dated 15th March, 2004 and the order dated 6th July, 2004 passed in Judge's order No.106 of 2004. In the absence of any affidavit in reply filed by the Defendants, accepting the averments made in the affidavit filed in support of the Notice of Motion at their face value, ad-interim order dated 15th March, 2004 and order dated 6th July, 2004 passed in Judge's order is confirmed.

All concerned to act on an authenticated copy of this order.

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