

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
APPEAL NO. 8678 OF 2004
IN
CH. SUMMONS NO. 40 OF 2004
IN
SUMM.SUIT NO.3828 OF 1999

Rajesh Dhirajlal Vora

.. Petitioner

vs

MarineContai. Ser.(I) Ltrd & anr. Respts

..

Mr.R.M.Kadam with Mr.B.B.Parekh with Mr.Jayant Pol for Appellant.

Mr.Cyrus Ardeshir with Mr.Jayesh Vyas i/b Bilawala & Co for Respts.

..

Coram: S.U.Kamdar, J

(Vacation Judge)

Date: 31st December, 2004.

P.C.

1. Learned counsel for the appellant gives an undertaking to this court that within a period of one week from today, he shall file the necessary affidavits disclosing all his assets in accordance with the provision of Order 21 Rule 41 of the Code of Civil Procedure. 1973. On the basis of the undertaking, the impugned order dated 10th December, 2004 is stayed. It is made clear that if the undertaking is not complied with then an ad interim order of stay to the impugned order to stand vacated. Appeal to be on board for admission on 11th January, 2005.

S.U.KAMDAR, J