

Santosh

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**ORDINARY ORIGINAL CIVIL JURISDICTION**  
**SUIT NO. 337 OF 2014**

Taher Fakhruddin Saheb Alias Taherbhai K                      ...Plaintiff  
Qutbuddin Alias Tahel Bhai Qutub  
*Versus*  
Mufaddal Burhanuddin Saifuddin                                      ...Defendant

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**Mr Ravi Kadam, Senior Advocate, with Mr Anand Desai, Mr Chirag Mody, Mr Samit Shukla & Mr Nausher Kohli, i/b DSK Legal, for the Plaintiff.**

**Mr Janak Dwarkadas, Mr Fredun DeVitre & Mr Pankaj Savant, Senior Advocates, with Ms Azmin Irani, Mr A Faizullahoy, Mr A Chivalawala & Mr Shahen Pradhan, for the Defendant.**

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**CORAM: G.S. PATEL, J**  
**DATED: 3rd May 2017**

**PC:-**

1. The parties are agreed on a substitution of the original Issue No.3 with Issues Nos.3-A and 3-B set out below.

3-A Whether the Plaintiff proves that a valid Nass was conferred/pronounced on the Original Plaintiff as stated in the Plaint ?

3-B If Issue No.3-A above is answered in the affirmative, then whether the Plaintiff proves that a valid Nass was conferred/pronounced on him as stated in the Plaint ?

2. Mr Dwarkadas for the Defendant states that the additional written statement which is being affirmed will be filed by 2nd June 2017. There is a delay in affirmation since the Defendant and his constituted Attorney are overseas. A copy of the written statement has been furnished by Mr Kadam's attorneys.

3. Affidavits of Documents of both sides to be exchanged on or before 31st May 2017. Inspection, and admission and denial of documents to be completed on or before 23rd June 2017.

4. Suit to be listed on 28th June 2017 for directions.

**(G. S. PATEL, J.)**