

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION**

NOTICE OF MOTION (L.) NO.2861 OF 2014  
IN  
THIRD PARTY NOTICE NO.2 OF 2014  
IN  
SUIT NO.173 OF 2014

National Stock Exchange Ltd. ... Applicant / Def.No.2

In the matter of

Modern India Ltd. & Ors. ... Plaintiffs  
Vs.  
Financial Technologies (I) Ltd. & Ors. ... Defendants  
AND  
Ark Imports Pvt. Ltd. & Ors. ... Third Party Noticees

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Mr.S U Kamdar, Sr. Adv. a/w. Ameet Naik, Adv. a/w. Anuj  
Jhunjhunwala, Adv. i/b. Naik & Naik for applicant in NMS.  
Mr.Akshay Patil, Adv. a/w. Ms. Hiral Thakkar, Adv. i/b. Fedral  
Rashmikant for plaintiffs.  
Ms. Gunjan Mangla, Adv. for Third Party Noticees.  
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**CORAM : R.D. DHANUKA, J.**  
**DATE : 24<sup>th</sup> December, 2014**

P.C. :

. Learned counsel appearing for the third party noticees and co-respondents, on instructions, states that the affidavit of disclosure in terms of prayer clauses (e) and (g) will be filed within four weeks from today and a copy thereof will be served upon the applicants' advocate simultaneously. Learned counsel, on instructions, further states that the following properties described in Exhibit 'T' to the affidavit in support

of the notice of motion do not belong to any of the third party noticees and also co-respondents. Statement is accepted.

PROPERTY TYPE	DESCRIPTION	AREA	Owner
LAND	GENEX INFRATECH LTD Khewat no. 19/206, khoti no. 20, khasra no. 11//5 VILLAGE BAHISUR KALAN, NAWASHAHR , PUNJAB	8K-0M	GENEX INFRATECH LTD.
LAND	GENEX INFRATECH LTD Khewat no. 152/35139, khoti no. 168, VILLAGE BAHISUR KALAN, NAWASHAHR , PUNJAB	2K-5M	GENEX INFRATECH LTD.
LAND	GENEX INFRATECH LTD Khewat no. 221/205, khoti no. 248, VILLAGE BAHISUR KALAN, NAWASHAHR , PUNJAB	12K-0M	GENEX INFRATECH LTD.
LAND	GENEX POLYFAB LTD khewat no. 1/1, khoti no. 1 SHAHIDPUR, NAWASHAHR , PUNJAB	2K-19M	GENEX POLYFAB LTD.
LAND	GENEX POLYFAB LTD khewat no. 5/5, khoti no. 5 SHAHIDPUR, NAWASHAHR , PUNJAB	2K-16M	GENEX POLYFAB LTD.
Other Asset	B.R TOWER BUILDERS PVT. LTD. / B.R SPINNERS PVT. LTD. PLOT # 155, INDUSTRIAL AREA - A, LUDHIANA		BR SPINNERS
Office/Warehouse	SHAKUN POLYPLASTS PRIVATE LIMITED PLOT NO. 143/2 BAREA A, LUDHIANA (PB.)-141001		SHAKUN POLYPLASTS PRIVATE LIMITED
Other Asset	BR SPINNERS/ KAILASH AGRAWAL 258, INDUSTRIAL AREA-A, LUDHIANA		BR SPINNERS
Other Asset	BR SPINNERS/KAILASH AGRAWAL, 12, FRIENDS COMPLEX, PINDI STREET, B.R STREET, LUDHIANA		BR SPINNERS
LAND	GENEX Polyfab Ltd. Khewat no. 1/1, khoti no. 1, Sokha Mazara, NAWASHAHR , PUNJAB	3K-16M	GENEX POLYFAB LTD.
LAND	GENEX Polyfab Ltd. Khewat no. 106/95, khoti no. 108, Sokha Mazara, NAWASHAHR , PUNJAB		GENEX POLYFAB LTD.
LAND	GENEX Infratech Ltd. Khewat no. 17/16, khoti no. 17/1, Sokha Mazara, NAWASHAHR , PUNJAB	17k-9M, 0K-18M	GENEX Infratech Ltd.
LAND	GENEX Infratech Ltd. Khewat no. 108/95, khoti no. 110, Sokha Mazara, NAWASHAHR , PUNJAB	4k-16M, 4K-0M	GENEX Infratech Ltd.
LAND	GENEX Infratech Ltd. Khewat no. 111/95, khoti no. 113, Sokha Mazara, NAWASHAHR , PUNJAB	4K-0M	GENEX Infratech Ltd.

2. Learned counsel appearing for the third party noticees and co-respondents, on instructions, further states that without prejudice to the rights and contentions of her clients, in so far as other properties mentioned in Exhibit 'I' are concerned, her clients will not create any third party right in respect of such properties. Statement is accepted. Such statement shall continue to operate till disposal of the notice of motion.

3. Affidavit-in-reply shall be filed within eight weeks from today and a copy thereof shall be served upon the plaintiff's advocate simultaneously. Affidavit in rejoinder, if any, shall be filed within two weeks from the date of service of affidavit-in-reply.

4. Place the matter on board 'for hearing and final disposal' in due course.

**R.D. DHANUKA, J.**