

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY****ORDINARY ORIGINAL CIVIL JURISDICTION****SUMMARY SUIT NO. 465 OF 2007**

Modern Cargo Services Ltd. ...Plaintiffs  
vs.  
M/s.Venkateshwar Industrial  
Corporation ...Defendant

Mr.Mahesh Londhe i/b. M/s.Sanjay Udeshi & Co. for  
the Plaintiffs.  
None for the Defendant.

**CORAM : V.M. KANADE, J.**

**DATED : JANUARY 28, 2010**

**P.C. :-**

1        Heard Counsel for the plaintiffs. None appears on behalf of the defendants though they are service. Suit of the plaintiffs is based on an invoice which is annexed at Exhibit A in respect of the services provided to the defendants and an invoice to an amount of Rs.2,02,486/- was raised. The defendants made part payment and admitted the

claim of the plaintiffs in their letter dated 4<sup>th</sup> January, 2005 and letter addressed to the plaintiffs in January 2005. The plaintiffs have filed list of original documents which are taken on record. In view of the acknowledgment by the defendants and original documents produced by the plaintiffs, the plaintiffs are entitled for a judgment and decree.

2           The suit of the plaintiffs, accordingly, is decreed in terms of para 27a). The plaintiffs are entitled for refund of court fees in accordance with the Rules. Suit is, accordingly, decreed and disposed of.

3           Certified copy expedited.

**(V.M. KANADE, J.)**