

ATUL

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTIN (L) NO. 631 OF 2017
IN
SUIT (L) NO. 184 OF 2017

Narendra Hirawant & Co ...Plaintiffs
Versus
Alumbra Entertaining & Media Pvt Ltd & Ors ...Defendants

Mr Arif Bookwala, Senior Advocate, with Satyaprakash Sharma & Ashok Asthana, i/b Abdi & Co, for the Plaintiffs.

Mr Sameer Jain, with Hiren Kamod, i/b Pamasis Law Chambers, for Defendants Nos. 1 & 2.

Mr Akshay Patil, with Rohan Kadam, i/b RM Azim, for Defendant No. 3.

CORAM: G.S. PATEL, J
DATED: 29th March 2017

PC:-

1. It is not possible to grant ad-interim relief. The sole ground taken is that the assignment in favour of the Plaintiffs, even assuming it to be accepted, is restricted to a remake of the film *Sarkar*. What the Defendants are producing is not a remake but a sequel called *Sarkar-3*. The submission that a 'remake' includes a sequel or a prequel does not *prima facie* commend itself, and very probably does violence to the language.

2. The Notice of Motion will have to be made returnable in the normal course.

3. In any event, the Suit will need to be registered in the Commercial Division. Moreover, there are office objections that have not been complied with. This will be done by 7th April 2017, failing which the Suit will stand rejected for non-compliance of office objections.

4. The Notice of Motion to come up in the normal course.

(G. S. PATEL, J.)

