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

SUIT NO. 1304 OF 1986

Tirupati (Mahalaxmi Co-op. Hsg. Scty.Ltd. ...Plaintiff.

Vs.

M/s. Gowani Builders (Pvt.) Ltd. ...Defendants.

Mr. Dilip Rai with Mr. Dipen Merchant i/by N. Hormasji & Co. for the plaintiff.

Mr. Dr. Deokar with Ms. Bharti Bhagwat i/by P.K. Shroff & Co. for defendant no. 1.

CORAM :- ANOOP V. MOHTA, J.

DATED :- 29TH JUNE, 2009.

P.C.-

1. Both the parties have agreed to appoint Mr. Salil M. Shah, Advocate as a Commissioner having address as C/o. Shah & Co., 35, Yusuf Building, 3rd floor, Veer Nariman Road, Fort, Bombay 400 023 to record evidence. The parties to take steps accordingly.

2. The Commissioner to record the evidence and submit the report on by 31st December, 2009. The fees of the Commissioner to be decided by the Commissioner and shared by Plaintiffs and Defendants equally.

(ANOOP V. MOHTA, J.)