

Arun

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
SUIT NO. 1226 OF 1986**

Ravindra R Trivedi & Ors ...Plaintiffs
Versus
Shri Shakti Prints Private Limited & Ors ...Defendants

**WITH
COUNTER CLAIM NO. 10 OF 2009**

**IN
SUIT NO. 1226 OF 1986**

**WITH
NOTICE OF MOTION NO. 2293 OF 2018**

**IN
SUIT NO. 1226 OF 1986**

Ms Gargi Bhagwat, *i/b M/s Divekar Bhagwat & Company, for the Plaintiffs.*

Mr Deepak Y Chitnis, *with Ms Aditi Yadav, Ms Jinal Rathi & Ms Sonali Dalvi, i/b M/s Deepak Chitnis-Chiparikar & Company, for the Defendants.*

Mr DS Shingade, *for MCGM.*

CORAM: G.S. PATEL, J
DATED: 9th January 2019

PC:-

1. Suit No. 1226 of 1986 is for possession and mesne profits. The evidence of the Plaintiff is complete. The Defendant, Shri Shakti Prints Private Limited (“**Shri Shakti Prints**”), is also the Plaintiff to a Counter Claim No. 10 of 2009. Independently, Shri Shakti Prints has also filed its own separate Suit No.1439 of 2009. The evidence of the Plaintiff in Suit No. 1226 of 1986 is complete. The evidence of Shri Shakti Prints is being taken as common evidence as the 1st Defendant in Suit No. 1226 of 1986, the Plaintiff to Counter Claim No. 10 of 2009 and the Plaintiff in Suit No. 1439 of 2009. It seems that since Shri Shakti Prints’ witness Mr Anupnarain Kapoor was not present before the previous Bench or for some similar reason, the evidence was closed. In Appeal the parties took an order by consent and the matter was directed to be placed before me. Mr Kapoor is present in Court. The next stage of the trial is to mark the documents tendered for being received in evidence by Shri Shakti Prints.

2. List the matter for this purpose on 18th January 2019. The presence of Mr Kapoor is dispensed with on that date.

3. For completeness since he is present today I will note that he reaffirms the correctness of what is stated in his Evidence Affidavit.

(G. S. PATEL, J)