

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 1226 OF 1986

Dr. Ravindra R. Trivedi & ors. ...Plaintiffs

Versus

Shakti Prints Pvt. Ltd. & ors. ...Defendants

WITH

COUNTER CLAIM NO. 10 OF 2009

IN

SUIT NO. 1226 OF 1986

Shakti Prints Pvt. Ltd. & ors. ...Plaintiffs

Versus

Dr. Ravindra R. Trivedi & ors. ...Defendants

WITH

SUIT NO. 1439 OF 2009

Shakti Prints Pvt. Ltd. & ors. ...Plaintiffs

Versus

Municipal Corporation of Brihan Mumbai & ors. ...Defendants

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

Mr. Deepak Chitnis, a/w Mangesh Parte, i/b Deepak Chitnis Chiprikar & Co., for Defendant in Suit 1226/1986 and for the Plaintiffs in CC 10/2009 and for the Plaintiff in Suit 1439/2009.

Mr. Sagar Patil, for the Defendant/MCGM in Suit 1439/2009.

CORAM: N. J. JAMADAR, J.

DATED : 14th JANUARY, 2020

PC:-

1. Defendant no.1 Shakti Printis Pvt. Ltd.'s evidence is being recorded as a common evidence in the capacity of first

defendant in Suit No.1226 of 1986 and the plaintiff in Counter Claim No.10 of 2009, and in Suit No.1439 of 2009. An affidavit in lieu of examination-in-chief is filed by defendant no.1's witness Mr. Anupnarain Kapoor.

2. Defendant no.1 has tendered compilation of 44 documents. The plaintiffs have admitted in evidence the documents at Serial nos.34, 35, 37, 43 and 44. The documents at Serial nos.34, 35, 37, 43 and 44 be marked as '**Exhibit-D1**' to '**Exhibit-D5**'.

3. The plaintiffs have also admitted the existence of the documents at Serial nos.1, 2, 7 to 12, 20, 21, 24 and 39. The documents at Serial nos.1, 2, 7 to 12, 20, 21, 24 and 39 are marked as '**Exhibit-D6**', '**Exhibit-D7**', '**Exhibit-D8**' to '**Exhibit-D13**', '**Exhibit-D14**', '**Exhibit-D15**' '**Exhibit-D16**' and '**Exhibit-D17**', respectively, subject to proof of contents and correctness thereof.

4. The defendant no.1 shall keep its witness Mr. Anupnarain Kapoor present on the next date for recording further evidence and marking of rest of the documents.

5. Stand over to 14th February, 2020.

[N. J. JAMADAR, J.]