

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

**SUIT NO.1226 OF 1986**  
**WITH**  
**SUIT NO.1439 OF 2009**  
**WITH**  
**COUNTER CLAIM WITH 10 OF 2009**

Dr. Ravindra R. Trivedi ...Plaintiff  
vs.  
Shakti Prints Private Limited and Ors. ...Defendants

Mr. Rajesh Shah a/w. Ms. Garge Bhagwat and Mr. Apoorv Karekar, for the Plaintiff in Suit No. 1226 of 1986.  
Mr. D.Y. Chitnis a/w. Ms. Sonali Dalvi i/b. Deepak Chitnis-Chiparikar & Co., for the Defendant No. 1 in Suit NO. 1226 of 1986 and for the Plaintiff in Suit No. 1439 of 2009.

**CORAM : N. J. JAMADAR**  
**DATE : MARCH 03, 2020**

**P.C.:**

. By an order dated 14<sup>th</sup> February, 2020 the Defendant No. 1 was directed to present Mr. Anupnarain Kapoor, the first witness for recording further evidence and marking of the documents. The learned counsel for Defendant No. 1 submits that the said witness is unwell.

2. From the perusal of the orders passed by this Court, it

becomes evident that the witness has not appeared before the court since long. The evidence of Mr. Anupnarain Kapoor is proposed to be recorded in the Suit as well as in Cross Suit No. 1439 of 2009.

3. In the circumstances, by way of final indulgence, two weeks time is granted to Defendant No. 1 to keep the witness Mr. Anupnarain Kapoor present. If Defendant No. 1 fails to keep the witness present, the Court may be constrained to pass the order of closing of the evidence of the Defendant No. 1.

4. List on 24<sup>th</sup> March, 2020.

**(N. J. JAMADAR, J.)**