

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

SUIT NO. 189 OF 2008

M/s. Gold Coin Builders

...Plaintiff

Versus

Dr.D.H.Dave & Ors.

...Defendants

Mr.Haabil Vahanvaty I/b.Khaitan and Co. for Plaintiff.

Mr.Shilpan Gaonkar a/w. Ms.Sana Khan i/b.Bhagwati and Co. for Defendants.

CORAM : K.R.SHRIRAM, J.

DATE : 1 OCTOBER 2018

P.C.:

1 Mr.Shilpan Gaonkar, counsel for defendants states that though six weeks period given for filing additional written statement expired in the end of July 2018, written statement has not been filed. Mr. Gaonkar seeks further time.

2. By way of indulgence, time to file additional written statement and serve a copy thereof is granted upto and including 6th October, 2018. For not complying with the Court's directions, defendants to give a donation of Rs. 25,000/- to the Free Ophthalmic Hospitals Society and this amount to be paid within one week from today and file compliance affidavit. Account details are as under :

The Free Ophthalmic Hospitals Society
S.B. Account No. 011710005364,
IFSC Code : BKDN0450117, Dena Bank,
Parel, Mumbai 400 012.

3. Parties to file their respective affidavit of documents, complete discovery and inspection and also exchange statement of admission and denial with reasons for denial on or before 6th October 2018 and on the next date, shall come with agreed draft issues and a separate list of issues on which they are unable to agree. It is made clear that if these directions are not complied with, parties will not be permitted to rely upon any document copy whereof is not annexed to the plaint/written statement and/or mentioned in the list of documents and annexed to the plaint or written statement. However, parties are not deprived from confronting each other's witnesses with any document.

4. Stand over to 15th October, 2018 for framing of issues.

(K.R. SHRIRAM, J.)