

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

**COMMERCIAL SUMMARY SUIT NO. 7 OF 1999
WITH
CONTEMPT PETITION NO. 59 OF 2012
WITH
CHAMBER ORDER (L) NO. 799 OF 2000**

Kimaya Wellness Ltd. ...Plaintiff
and
Shri Siddhivinayak Developers & Ors. ...Defendants

**WITH
SUIT NO. 305 OF 2001**

Shri Siddhivinayak Developers & Ors. ...Plaintiffs
and
Saraldisha Investments & Ors. ...Defendants

**WITH
SUIT NO. 3813 OF 2000
WITH
CONTEMPT PETITION NO. 57 OF 2011
WITH
CHAMBER ORDER (L) NO. 807 OF 2019**

Atcom Technologies Ltd. ...Plaintiff
and
Y.A. Chunawala & Anr. ...Defendants

Mr.Rakesh Agarwal for Petitioner in Comp 59/2012 and Comp 57/2011 and for Defendant No.3 in S 305/2001.

Mr.Samir Vaidya with Abhilesh Chitre and Deep S. Samant for Respondent Nos.1 to 4 in Comp 59/2012 and Respondent No.12 in Comp 57/2011.

Mr.Mutahhar Khan with Rujuta Patil i/b. Negandhi Shah & Himayatullah for Defendant Nos.1, 3 and 4 in Suit 3813/2000.

Ms.Rekha V. Rane, 2nd Assistant to Court Receiver present.

CORAM : S.C. GUPTE, J.

DATE : 24 MARCH 2021

P.C. :

Learned Counsel for Respondent Nos.1 to 4 to Contempt Petition No.59/2012 tenders his clients' reply to the contempt petition. A copy has been served across the Bar on the Contempt Petitioner's Advocate. Learned Counsel for the Petitioner submits that he would like to take instructions and if necessary, file a rejoinder. The Petitioner may do so before the next date with advance copy to the other parties.

2 So far as the companion petition, being Contempt Petition No. 57/2011 in Suit No.3813/2000, is concerned, learned Counsel for Defendant Nos.1, 3 and 4 to the suit states that his clients do not have copy of the contempt petition. A copy of the contempt petition be served on the Advocate of Defendant Nos.1, 3 and 4. In case, any of the parties to this contempt petition proposes to file a reply, a copy must be served in advance of the next date on the Petitioner's advocate. The commercial summary suit along with the misc.applications, which are on board today, is stood over to 19 April 2021.

3 Learned Counsel for the Contempt Petitioner, who is Defendant No.3 in Suit No.305/2001, tenders his client's draft issues. The same are taken on record.

(S.C. GUPTE, J.)