

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

**SUIT NO. 305 OF 2001**

**SHREE SIDDHIVINAYAK DEVELOPERS )  
AND OTHERS )...PLAINTIFFS**

**V/s.**

**SARALDISHA INVESTMENTS AND ORS. )...DEFENDANTS  
WITH  
COMMERCIAL SUMMARY SUIT NO. 7 OF 1999  
WITH  
CONTEMPT PETITION NO.59 OF 2012  
WITH  
INTERIM APPLICATION (L) NO.12223 OF 2026  
IN  
COMMERCIAL SUMMARY SUIT NO. 7 OF 1999  
WITH  
CONTEMPT PETITION NO.57 OF 2011  
WITH  
INTERIM APPLICATION (L) NO. 12237 OF 2026  
IN  
SUIT NO. 3813 OF 2000**

Mr.Jayesh Mestry, Advocate for the Plaintiffs in Suit No.305/2001, for the Defendants in COMSS/7/1999 and for the Defendant no.2 in S/3813/2000.

Ms.Neuty Thakkar i/by Mr.Tushar Goradia, Advocate for the Plaintiffs in S/7/1999 and S/3813/2000 and for the Defendant no.1 in S/305/2001.

Mr.Hassan Musharabh, through video conferencing i/b Negandhi Shah & HImayatullah, Advocate for the Defendants no.1, 3 and 4 in S/305/2001.

**CORAM** : **ABHAY AHUJA, J.**  
**DATE** : **23<sup>rd</sup> APRIL 2026**

**PC.** :

1. Ms.Neuty Thakkar, learned Counsel appearing for the Plaintiff in Commercial Summary Suit No.7 of 1999, seeks accommodation submitting that her witness is not present, so also, Mr.Jayesh Mestry, learned Counsel appearing for the Plaintiff in Suit No.305 of 2001 seeks accommodation on similar ground that his witness is not present.
2. Mr.Mestry submits that Interim Application (Lodging) No.14380 of 2026, which is not on board, has been taken out seeking permission to the witness to appear through video conferencing, however, since the said Interim Application is not on board and also since it has been submitted that the Affidavit in lieu of examination-in-chief of the Plaintiff's witness in Suit no.305 of 2001 is yet to be marked, this Court deems it appropriate that a reply be filed to the said Interim Application which is not on board.
3. Let reply and rejoinder be filed and served by the next date.
4. List for further marking of documents on **16<sup>th</sup> July 2026**.
6. The respective witnesses are directed to remain present in Court on the next date.

**(ABHAY AHUJA, J.)**