

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

SUIT NO. 3407 OF 1995

Prithviraj H. Bajaj and Anr. ...Plaintiffs

V/s.

L.I. C. and Ors. ...Defendants

Mr. Rahul Sarda with Mr. M. Bajpai and Ms. Priyam Sharma for the Plaintiffs.

Ms. Snehlata Paranjape with Mr. Oduvil Mohandas and Mr. J. P. Kapadia i/b Little & Co. for the Defendant No.1.

Ms. Aparna Kalathil i/b Mr. P. G. Lad for the Defendant No.2.

Ms. Kavita N. Solunke, for MMRDA-Defendant No.3.

Mr. Sunil C. Khandagale i/b Mr. Komal Punjabi for the Defendant No.4.

CORAM : ABHAY AHUJA, J.
DATE : 4th DECEMBER, 2025

PC. :

1. When the matter is called out and although the matter has been listed for marking of the documents of the 2nd witness of the Defendant No.1, however, before the matter is proceeded with, Mr. Sarda, learned Counsel appearing for the Plaintiff submits that although this Court has permitted the Defendant's 2nd witness to lead evidence, however, as it appears from the affidavit of evidence that has been filed on behalf of the said witness that it is an attempt to improvise the evidence by the first witness and fill the gaps therein, which cannot be permitted by law and that this Court may keep the rights of the Plaintiffs to argue on this point open at the time of final hearing.

2. Ms. Paranjape, learned Counsel appears for the Defendant No.1 and submits that the First Defendant's second witness is on the way and the matter be kept back.

3. I am afraid that I am unable to accept this request as there is a fixed matter at 4.30 p.m. and we are now at 4.20 p.m. Accordingly, keeping the rights of the Plaintiffs to argue on the point at the final hearing based on the submissions made by Mr. Sarada, open, list on **5th February, 2026.**

(ABHAY AHUJA, J.)