

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION

MISC.PETITION NO.20 OF 2003

MrsMadhu Ramchand Lund ...Petitioner
vs.
C.B.Hinduja & Ors. ...Defendants

Ms Neha Choksi i/b M/s.Meghraj & Associates for the
plaintiffs
Mr.Nainesh Amin for the respondent Nos.1 and 2
Ms Jaishree N.Surati i/b S.K.Srivastav & Co. for
respondent no.4

CORAM :A.S.OKA,J.
DATE : DECEMBER 17, 2009

P.C.

. Not on board. Taken on board.

1 The learned counsel for the plaintiff prays that
time for completing recording of evidence granted to the
Court Commissioner be extended.

2 By order dated 9th October 2009, this Court directed
the Court Commissioner to complete the recording of
evidence within a period of two months from that day.
The direction of the Court is to the Court Commissioner.
If the Court Commissioner, for any reason, is unable to
complete the work of recording of evidence within the
time stipulated by this Court, it is for the Court
Commissioner to seek extension of time. The Commissioner
cannot direct the parties to approach the Court for
extension of time. The Court Commissioner is bound to
comply with the order of this Court. Therefore, a

request for extension of time at the instance of the parties cannot be considered. If the Court Commissioner desires to obtain extension of time it is for him to seek extension of time by submitting a report. Hence, no order.

JUDGE