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

SUIT NO.444 OF 2000

The Union of India
Through Executive Engineer (Civil)
CPWD, Mumbai ... Plaintiff.
V/s.
M/s Tulsidas V. Patel Pvt. Ltd and anr ... Defendants

Mr. S. R. Rajguru a/w Jyotsna Pandhi a/w Purnimja
Awasthi, for the Plaintiff.
Mr. Aniket R. Kothari, i/by Hariani & Co., for defendants.

CORAM : N. J. JAMADAR, J.

DATE : 3rd January, 2020.

PC. :

- 1] Heard the learned counsels for the parties.
- 2] The learned counsel for the defendant seeks time to file statement of admission and denial of documents.
- 3] The learned counsel for the plaintiff submits that Mr. N.N. Raviprasad, the then Executive Engineer, Central Public Works Department, who had filed affidavit-in reply of examination-in-chief, has since retired from service and his whereabouts are not known.
- 4] The learned counsel for the plaintiff seeks time to file fresh affidavit in lieu of examination-in-chief of incumbent Executive Engineer, CPWD,

Mumbai.

5] Three weeks time is granted to the defendant to make statement of admission and denial of documents, and to the plaintiff to file fresh affidavit in lieu of examination in chief of the incumbent Executive Engineer, C.P. W.D.

6] Stand over to 31.01.2020

[N. J. JAMADAR, J.]