

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

**SUIT NO. 1186 OF 2007**

Bharat Shantilal Shah & Anr. .. Plaintiffs  
Vs.  
The Royal Palms (India) Pvt. Ltd.  
& Ors. .. Defendants

**WITH  
SUIT NO.1194 OF 2007**

Anoop Vrajlal Mehta ...Plaintiff  
vs.  
The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH  
SUIT NO.1258 OF 2007**

Dia Anoop Mehta ...Plaintiff  
vs.  
The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH  
SUIT NO.1259 OF 2007**

Devaunshi Anoop Mehta ...Plaintiff  
vs.  
The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH  
SUIT NO.1267 OF 2007**

Desai Auto Credits Pvt. Ltd. ...Plaintiff  
vs.  
The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH  
SUIT NO.1268 OF 2007**

Desai Built-in Finance Pvt. Ltd. ...Plaintiff  
vs.  
The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH  
SUIT NO.1269 OF 2007**

Anoop Vrajlal Mehta ...Plaintiff  
vs.  
The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH  
SUIT NO.1637 OF 2007**

Desai Home Finance Private Limited ...Plaintiff  
vs.

The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH  
SUIT NO.1638 OF 2007**

Desai Trade Credits Private Ltd. ...Plaintiff  
vs.

The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH  
SUIT NO.1688 OF 2007**

Desai Equipment Finance Private Ltd. ...Plaintiff  
vs.

The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH  
SUIT NO.1689 OF 2007**

Reshma R. Mehta And Anr. ...Plaintiffs  
vs.

The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH  
SUIT NO.1724 OF 2007**

Vishal Rajiv Diamonds Pvt. Ltd. ...Plaintiff  
vs.

The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH  
SUIT NO.1725 OF 2007**

Banyan Properties Pvt. Ltd. ...Plaintiff  
vs.

The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH  
SUIT NO.1740 OF 2007**

Jothawat Construction Pvt. Ltd. ...Plaintiff  
vs.

The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH  
SUIT NO.1741 OF 2007**

Reshma Ramesh Diamonds Pvt. Ltd. ...Plaintiff  
vs.

The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH**

**SUIT NO.1180 OF 2007**

Bina Bharat Shah And Anr. ...Plaintiffs

vs.

The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH**

**SUIT NO.1182 OF 2008**

Rajiv B. Shah ...Plaintiff

vs.

The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH**

**SUIT NO.1208 OF 2008**

Solo Real Estate Developers Pvt. Ltd. ...Plaintiff

vs.

The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

**WITH**

**SUIT NO.1737 OF 2008**

Mohit Anoop Mehta ...Plaintiff

vs.

The Royal Palms (India) Pvt. Ltd. And 3 Ors. ...Defendants

Mr.Hiralal Thakkar, senior advocate a/w. Mr.Devang Lakhotia i/b Juris Consillis for plaintiff (Shah Group).

Mr. Aditya Khandeparkar a/.w Mr.Abhijeet Deshmukh i/b Hariani & Co. for plaintiff (Mehta Group).

Mr.Neville Lashkhari a/w. Ms. Neha Dhuru i/b Mulla and Mulla for defendants (in all suits).

**CORAM : K.R.SHRIRAM, J.**

**DATE : 22<sup>ND</sup> SEPTEMBER 2017**

**P.C.**

1 In the order dated 3<sup>rd</sup> April 2012, it is recorded after Q.132 in cross-examination of PW-1 that *the plaintiffs desire to examine one more witness and that a copy of the affidavit in lieu of examination in chief of that witness would be furnished by 30<sup>th</sup> April 2012.* It is also recorded as *the Court time*

*is over, by consent, further cross-examination of the witness is deferred to 18<sup>th</sup> June at 3:00 P.M.* Thereafter, on 9<sup>th</sup> May 2012, an order has been passed extending the time to file the evidence of plaintiffs' 2<sup>nd</sup> witness till 11<sup>th</sup> June 2012.

2 The counsel for defendants states that defendants may have few more questions to ask PW-1 in cross-examination. Mr. Hiralal Thakkar for Shah Group of plaintiffs and Mr. Aditya Khandeparkar for Mehta Group of plaintiffs consent for the same. At the same time, Mr. Thakkar states that Shri Viubhav Krishna for plaintiff (Shah Group), who, on 1<sup>st</sup> September 2017, had made a statement that plaintiffs are not bringing on record any documents, (though it is typed as present witness, it should be second witness) Mr. Thakkar states subsequently it has come to light there will be certain documents which are required to be brought on record in evidence through the second witness and seeks leave to file further affidavit in lieu of examination in chief of plaintiffs' second witness with compilation and serve the same within one week after the evidence of PW-1 is concluded. Leave granted.

4 Stand over to 11<sup>th</sup> October 2017 at 3:00 P.M. for further cross-examination of PW-1.

**(K.R. SHRIRAM, J.)**