

Ajay

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
O.O.C.J.

SUIT NO. 3940 OF 2002  
WITH  
COURT RECEIVER EXECUTION NO. 3940 OF 2002  
WITH  
CONTEMPT PETITION NO. 132 OF 2010  
IN  
SUIT NO. 3940 OF 2002

M/s. D. Vasantrai and Co. .. Plaintiff  
**Versus**  
Jayantilal M. Jain .. Defendant

- .....
- Mr. Vaibhav Shah i/by Mulla & Mulla & Graigie Blunt & Caroe for Plaintiff.
  - Mr. Armaan Grewal i/by N.N. Vaishnawa and Co. for Defendant.
  - Mrs. Rekha Rane, 2<sup>nd</sup> Assistant to Court Receiver.
- .....

**CORAM : MILIND N. JADHAV, J.**  
**DATE : JULY 27, 2023.**

**P.C.:**

- 1.** Heard Mr. Shah, learned Advocate for Plaintiff and Mr. Grewal, learned Advocate for Defendant.
- 2.** The stage in the present Suit is for marking of documents. Plaintiff has filed a list of five witnesses and has filed Affidavit in lieu of examination-in-chief of its first witness. 35 documents are sought to be relied upon by the Plaintiff. With the able assistance of both the learned Advocates, I have perused the documents which are sought to be referred to and relied upon for the purpose of marking the same in

evidence. The Affidavit of evidence of the other four witnesses have not been filed. The Plaintiff is directed to file the same within a period of two weeks from today. That apart, if Plaintiff desires to revise its list of witnesses, the Plaintiff is permitted to do so. The Plaintiff is permitted to file the additional compilation of documents which the other witnesses would refer to and / or rely upon in support of the Plaintiff's case. Copy of the same alongwith index be served on the Advocate for Defendant before the next date.

**3.** At the request of Mr. Shah, learned Advocate appearing for Plaintiff permission is also granted to file appropriate Application and Affidavit of the photographer and receipt who has taken out the photographs which are at Sr. Nos.11 to 20 of the compilation of documents filed by the Plaintiff for the purpose of marking the same as exhibits in accordance with law. This Court shall consider the same on the next adjourned date.

**4.** Stand over to **17<sup>th</sup> August, 2023.**

[ MILIND N. JADHAV, J. ]