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

TESTAMENTARY SUIT NO. 27 OF 2008

Jagtaran Singh Waryamsingh Sethi

... Plaintiff

V/s.

Parminder Mayank Pandya & Ors.

... Defendants

Mr. Vishal Hegde a/w. Mr. R.P. Shirole a/w. Ms. Anuja Apte for Plaintiff.

Mr. Sudarshan Satalkar a/w. Mr. Shrinivas Mudaliar i/b. Federal & Company
for Defendant no. 1.

CORAM : FARHAN P. DUBASH, J.

DATE : 17th MARCH 2026

P. C.:

1. The Plaintiff has led the evidence of Ms. Maharukh Adenwala (PW-3). She has filed an Affidavit-in-lieu of Examination-in-Chief dated 7th September 2009. The said affidavit has already been filed on the record of this Court.

2. Ms. Maharukh Adenwala (PW-3) is present in Court today. She identifies her signature appearing at the foot of the said Affidavit and confirms the truth and correctness of its contents.

3. Considering this, the said Affidavit is taken on record and its contents be treated as evidence on behalf of the Plaintiff.

4. The matter is referred for cross-examination to the Court Commissioner. Mr. Aditya Bapat, an Advocate of this Court who has already been appointed as the Court Commissioner in the matter shall continue as such and record the evidence of PW-3 on commission and file his report, on or before 30th April 2026. This Court is informed that there are four Defendants who would like to cross-examine PW-3. However, considering that the testimony of the witness is the same, the Court Commissioner shall not permit repetition of the same questions by each of the Defendants. The Court Commissioner shall not allow unnecessary adjournments unless it is absolutely essential.

5. The cost of the Court Commissioner shall be borne by the Plaintiff.

6. Stand over to 6th May 2026, prior thereto the Court Commissioner shall file his report, on or before 30th April 2026.

(FARHAN P. DUBASH, J.)

Ajay Jadhav