

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
CONTEMPT PETITION NO. 28 OF 2017

IN

SUIT NO. 2519 OF 2008

Venus Habitat and another ... Petitioners/Plaintiffs

Versus

Pukhraj Pirchand Doshi and others ... Respondents/Defendants

WITH

CHAMBER SUMMONS NO. 1160 OF 2017

Mr. Chirag Balasara alongwith Ms. Reshma Chitnis Potdar instructed by M/s.
Chitnis Vaithy & Co. for the Petitioners.

None for the Respondents.

CORAM : S.J. KATHAWALLA, J.

DATED : 13th AUGUST, 2018

P.C.:

1. On 8th August, 2018, this Court passed the following order :-

“By an order passed by this Court dated 1st August, 2018, the Advocate for the Petitioners was directed to serve a copy of the order dated 1st August, 2018 on the Respondent Nos.1 and 2 by hand-delivery. The said order is served on the Respondent Nos.2 and 2(a) by hand-delivery, but the same is not served on Respondent Nos.1 and 1(a) by hand-delivery. In view thereof, stand over to 13th August, 2018. Advocate for the Petitioners shall serve a copy of the order dated 1st August, 2018 as well as a copy of this order on the Respondent Nos.1 and 1(a) by hand-delivery. The Respondent Nos.1 and 1(a) are directed to remain present before this Court on 13th August, 2018.”

2. Despite an attempt being made to serve the order passed by this Court at the premises of Respondent Nos.1 and 1(a), the same found locked. The Learned

Advocate for the Petitioners submits that it appears that Respondent Nos.1 and 1(a) are trying to evade the service. In view thereof, the following Order is passed :

- i] Non-Bailable Warrant be issued against Respondent No.1 - Mr. Pukhraj Pirchand Doshi and Respondent No.1(a) - Mr. Pukhraj Peerchand Doshi, returnable on 16th August, 2018 at 11.00 a.m.
- ii] The Prothonotary and Senior Master shall forward the said non-bailable warrant to the Commissioner of Police, Mumbai by hand-delivery, with a direction to the Commissioner of Police, Ahmedabad, Gujarat to execute the said non bailable warrant and return the said executed non-bailable warrant to this Court, before the returnable date.
- iii] Stand over to 16th August, 2018 at 11.00 a.m.

(S.J.KATHAWALLA, J.)