

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

**TESTAMENTARY SUIT NO. 12 OF 2013  
IN  
TESTAMENTARY PETITION NO. 561 OF 2010**

Mallika Madhukant Jhaveri .. Plaintiff  
Vs.  
Jasmine Sanjay Shah .. Defendant

**WITH  
ORDINARY ORIGINAL CIVIL JURISDICTION**

**SUIT NO. 1965 OF 2010**

Jasmine Sanjay Shah .. Plaintiff  
Vs.  
Mallika Madhukant Jhaveri .. Defendant

Mr.R.A. Shaikh for plaintiff in TS/12/2013 and for defendant no.1 in S/1965/2010.

Ms.Manjari Shah a/w. Ms.N.Shah and Ms.Yashvi Panchal i/b M/s. K. Ashar and Co. for caveator in TS/12/2013 and for plaintiff in S/1965/2010.

Ms.Juhi Pandey i/b Lex Forum for defendant no.4.

**CORAM : K.R.SHRIRAM, J.  
DATE : 30<sup>TH</sup> MARCH, 2017**

**P.C.**

**TESTAMENTARY SUIT NO. 12 OF 2013**

1 Further to the order passed on 7<sup>th</sup> March 2017, after cross-examination of PW-1 was completed, Mr.Pramod Salunkhe, Police Sub-Inspector, Malabar Hill Police Station, Mumbai is present in Court.

Name : Mr.Pramod Salunkhe (PW-2),  
Age : 33 years,  
Occ. : Police Sub-Inspector,  
Malabar Hill Police Station, Mumbai.

**PW-2 ON S.A. :**

**Examination in chief by Ms. Manjari Shah for caveator in TS/12/2013 :**

*(For the sake of convenience evidence examination is recorded in Question and Answer form )*

Q.1 : Have you produced the document as mentioned in the witness summons ?

A. : Yes.

P.C. : The witness tenders the original Passport of Jhaveri Madhukant Premchand bearing No.A 257268 issued by the Regional Passport Office, Mumbai on 27<sup>th</sup> December 1996 and valid till 26<sup>th</sup> December 2016.

Ms.Shah having sighted the Passport, confirms that it is the passport of the deceased.

The passport is taken on record and marked as **Exh.D-2.**

**Examination by Shri Shaikh for plaintiff in TS/12/2013 :**

Q.1 : How did the Police come into possession of this passport?

A. : It came from the office of the Joint Commissioner of Police, EOW.

Q.2 : Whether any F.I.R. is recorded in the police station with respect to this passport?

A. : I do not know.

The witness discharged.

2 Ms.Shah tenders list of witnesses on behalf of the defendant. Ms.Shah states that she will lead evidence of the defendant-Ms.Jasmine S. Shah and will file the affidavit in lieu of examination in chief of the defendant and serve a copy thereof upon the plaintiff within three weeks from today.

3 Stand over to 2<sup>nd</sup> May 2017 for receiving the evidence/markings of documents.

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