

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

**SUIT NO.817 OF 2013**

Maganlal Savani and Anr. ....Plaintiff  
versus  
Alankar Chitra and Ors. ....Defendants

Mr. Himanshu Kode, for Plaintiff.  
Ms. Ujwala Kamat, for Defendant No.5.

**CORAM: S.J.KATHAWALLA, J.**

**DATE: 11<sup>th</sup> MARCH 2014**

**PC. :**

1. Heard the learned Advocates for the parties and by consent, the following issues are framed in the above Suit :

(i) Whether the Plaintiffs prove that the Agreements being Exhibits A-1, A-2, B-1 and B-2 are valid, subsisting and binding as alleged in paragraph 5 and 6 of the Plaint ?

(ii) Whether the Plaintiffs prove that they are the exclusive owners of the copyrights in the Suit films for the contracted territories as alleged in paragraph 7 of the Plaint ?

(iii) Whether the Plaintiffs prove that they have exploited the right under the Agreement and are continuing to do so as alleged by them in paragraph 8 of the Plaint ?

(iv) Whether the Plaintiffs prove that the Plaintiffs along are entitled to exploit the copyrights in the Suit films or any part thereof in any manner throughout the contracted territories ?

(v) Whether the Plaintiffs prove that the Defendants have committed infringement of the alleged copyrights in respect of the Suit films as alleged in paragraph 8 and 14 of the Plaint ?

(vi) Whether the Defendant No.5 proves that they have bonafidely acquired the copyrights of the Suit Films and are the lawful holders of the copyrights and other rights in the Suit Films ?

(vii) What Order ?

(viii) What Reliefs ?

2. The Plaintiffs to file their Affidavit of Evidence, Affidavit of Documents along with Compilation of Documents on or before 27-03-2014. The Defendants to also file their Affidavit of Documents and Compilation of Documents on or before 27-03-2014. Stand over to 28-03-2014 for 'Directions'.

**( S.J.KATHAWALLA, J. )**