

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

**SUIT NO.2975 OF 2005**

Dewanchand Ramsaran Industries Pvt. Ltd. & Ors. ....Plaintiffs

V/s.

Suresh Jayantilal Thanawala (HUF) & Ors. ....Defendants

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None for the plaintiffs.

Mr. Devansh Bheda i/b. M/s. Purnanand & Co. for the defendant nos.1 and 2.

Mr. Deepak Shukla i/b. M/s. Vinod Mistry & Co., for the defendant nos.3 to 12.

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**CORAM : K.R.SHRIRAM,J  
DATE : 28<sup>th</sup> October, 2015**

**P.C.:-**

1 The following issues arise in the matter :-

**ISSUES**

(1) Whether the plaintiffs prove that the suit as filed – claiming ownership by adverse possession, is maintainable?

(2) Whether the plaintiffs prove that the plaintiffs are in absolute possession of the land admeasuring 10 acres equivalent to 41805 sq.mtrs. and more particularly as described in Exhibit-B to the plaint?

(3) Whether the plaintiffs prove that the plaintiffs are entitled for a decree of ownership by adverse possession in respect of the property as described in Exhibit-B to the plaint, which is alleged to have been purchased by the defendant nos.3 to 12?

(4) Whether the defendant nos.3 to 12 proves that present suit is not maintainable under the law.

(5) Whether the defendant nos.3 to 12 prove that they are the Owners of the suit property as described in Exhibit-B to the plaint?

(6) What decree? What order?

2           The plaintiffs to file their list of witnesses, affidavit in lieu of examination in chief of the first witness together with compilation of documents and serve a copy thereof upon the defendants on or before 30<sup>th</sup> November, 2015.

3           As and by way of last chance, the parties to file their respective affidavit of documents and also complete discovery and inspection within two weeks from today.

4           Stand over to 14<sup>th</sup> December, 2015 for marking of documents on which date the plaintiffs' first witness shall remain present in court.

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