

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
O.O.C.J.

Suit No. 3121 of 2004

1. Gopal L.Raheja and anr. ..Plaintiffs

vs.

1. Vijay B.Raheja and others ..Defendants

Mr.Janak Dwarkadas, Sr.Advocate i/b P.K.Shroff and  
Co. for plaintiff.

Mr.Navroz Seervai, Sr.Advocate i/b J.Sagar  
Associates for defendant nos.1 to 4

Mr.Iqbal Chagla, Sr.Advocate with Mrs.M.Iyer and  
Mr.Jayesh Shah i/b Doijode and Associates for  
defendant nos.5 to 7.

Mr.M.Doctor, Senior Advocate i/b M/s Raval and Co.  
for defendant no.9.

**CORAM: S.C.DHARMADHIKARI J**  
**5th September, 2007**

**P.C.**

1. Mr.Seervai, learned Senior Counsel appearing  
for defendant nos. 1 to 4 states that these  
defendants have not been able to file the written  
statement within time stipulated by this Court.  
Mr.Doctor, learned counsel appearing for defendant  
no.9 states that this defendant has also not been  
able to file the written statement. Both counsel  
request for further time to file the written  
statement. This request is reiterated by the  
learned Counsel appearing for defendant nos.5 to 7  
and 8.

2. This is a suit which has been expedited by the Hon'ble Supreme Court by order dated 17th May, 2007 and directions have been given for expeditious disposal and preferably by the end of October, 2007.

3. It is for the parties to keep in mind these directions. If they insist upon the suit being expedited and heard in a time frame or they agree to the arrangement of this nature, then, it was incumbent upon them to have filed the written statement. Sufficient time was available for doing so. In such circumstances, two weeks time is granted to file the written statement as a last chance. However, this time is granted subject to each of the defendants paying costs quantified at Rs.5000/- to the Maharashtra State Legal Services Authority. Upon costs being tendered and proof produced of the same, office to accept the written statements and place this matter for directions/framing of issues after three weeks. Needless to state that the plaintiff would be at liberty to file an application containing a request to place the suit for exparte decree in case these directions are not complied with.

4. S.O.for three weeks.

(S.C.DHARMADHIKARI J.)