

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

SUIT NO.634 OF 2005

M/s. The Prag Bosmi Synthetic Ltd. .. Plaintiff
v/s.
The New India Assurance Co.Ltd. .. Defendant

Mr. Ajay Panicker i/b. Ajay Law Associates for the plaintiff.

Ms. Sneha Pandey i/b. Motiwala & Co. for the defendant.

**CORAM : A. K. MENON, J.
DATED : 23RD DECEMBER, 2021.**

P.C. :

Called for Speaking to the Minutes of order dated 16th December, 2021.

1. The order dated 16th December, 2021 identifies various paragraphs in the affidavit of Zulfikar F. Fakhri Exhibit DW-2 which do not constitute evidence. These also include whole paragraphs 59 and 60.
2. In the circumstances, in the order dated 16th December, 2021 at the end of paragraph 2, add the following;

“(viii) Paragraphs 59 and 60 shall stand deleted.”

3. Affidavit of evidence is incorrectly marked as **Exhibit D-1/54** since vide order dated 27th September, 2021 it was already marked **Exhibit D-1/53**. It is accordingly clarified that the deposition of Mr. Zulfikar F. Fakhri to the exclusion of the portions deleted as aforesaid shall continue to be marked **Exhibit D-1/53**.
4. Corrected order to be uploaded.

(A. K. MENON, J.)