

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION

CONTEMPT PETITION NO. 166 OF 2019
IN
COMMERCIAL SUIT NO. 24 OF 2016

LAJWANTI J. PUNJABI AND OTHERS)...PETITIONERS

V/s.

LASARAM KASARAM PATEL AND OTHERS)...RESPONDENTS

Mr.PM.Havnur a/w. Mr.Sanjay Kharat and Mr.Shreyas Choudhari,
Advocate for the Petitioners.

Mr.Anuj Narula a/w. Ms.Meena Bhatta i/by Jhangiani Narula and
Associates, Advocate for the Respondents.

CORAM : ABHAY AHUJA, J.

DATE : 9th JANUARY 2025

PC. :

1. This matter was kept back in the morning session as Mr.Narula submitted through video conferencing that he would attend the Court at 2.30 p.m. and also that the three Respondents who were directed to remain present in Court by order dated 19th December 2024, would be reaching the Court in the afternoon.

2. When the matter is called out in the afternoon session, Mr.Narula, learned Counsel for the Respondents, appears and submits that the three Respondents viz. Lasaram Kasaram Patel, Prem Krishnaji Patel and Kanhaiyalal Jalan Patel are present. Mr.Narula also submits that pursuant to earlier order dated 17th February 2020, statement of disclosure had been filed, however, since there had been certain further developments with respect to the assets of the Respondents, he seeks to file an additional affidavit for placing the said developments on record.

3. Mr.Havnur, learned Counsel for the Petitioners, draws the attention of this Court to additional affidavit dated 7th January 2025 on behalf of the Petitioners and submits that as on 31st December 2024, a sum of Rs.3,45,75,000/- is outstanding, which is disputed by Mr.Narula for the Respondents.

4. Mr.Havnur has also submitted that instead of making payment of outstanding amount to the Petitioners, in order to divert the issue of payment, the Respondents have been indulging in falsely implicating the Petitioners in various false cases, which have been quashed by this Court. Mr.Narula seeks some time to consider the additional affidavit and the allegations made by Mr.Havnur.

5. Having heard the learned Counsel and having considered the submissions, the following order is passed :

ORDER

- (i) Let a further / additional affidavit with respect to the statement of disclosure of assets, as submitted by Mr.Narula, be filed within a period of four weeks, with a copy to the other side.
 - (ii) Let a rejoinder to the additional affidavit dated 7th January 2025 be filed by the Respondents within the period of four weeks, with a copy to the other side.
 - (iii) Registry to accept the additional affidavit dated 7th January 2025 on behalf of the Petitioners.
 - (iv) All the three Respondents to positively remain present in this Court on the next date and to furnish an undertaking in the form of an affidavit to this effect to this Court before leaving the Court premises today.
6. List on 10th February 2025.

(ABHAY AHUJA, J.)

ARTI
VILAS
KHATATE

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by ARTI VILAS
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