

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

COMMERCIAL SUMMARY SUIT NO. 61 OF 2012

The State Trading Corporation of India Ltd. ... Plaintiff

V/s.

M/s. Space Mercantile Company Pvt. Ltd.
through Official Liquidator, High Court,
Bombay. ... Defendant

Ms. L. M. Jenkins, i/b. Vigil Juris, Advocate for the Plaintiff.
Ms. Apurva Thipsay, Advocate for the Official Liquidator.
Mr. Satish Muley, a/w. Mosin Naik, Advocate for Defendant No.2.

CORAM : ABHAY AHUJA, J.
DATE : 22nd JULY, 2024

PC. :

1. Pursuant to earlier order of this Court, today, when the matter is called out, Ms. Jenkins appears for the Plaintiff, and firstly apologizes for not to remaining present on the last occasion. Ms. Jenkins also points out that despite the fact that earlier Advocate of the Plaintiff had passed away in early 2023 and Vakalatnama on behalf of the firm Vigil Juris having been filed, the cause list continues to indicate the name of the earlier Advocate on Record for the Plaintiff.

2. The Registry to immediately take steps to rectify the position. Secondly, learned Advocate submits that the Affidavit of Evidence of

the Plaintiff's first Witness is ready, but some time be granted to finalize the same, as the records and officers of the Plaintiff are from Delhi.

3. Ms. Thipsay appears for Defendant No.1-Official Liquidator and submits that the Official Liquidator's office has been requesting for papers from the Plaintiff time and again but have not received the same. Let copies of the papers and proceedings be furnished by the Plaintiff to the learned Advocate for the Defendant within a period of one week.

4. Let the Affidavit of Evidence of the Plaintiff's first Witness and Affidavit of Documents along with compilation duly indexed and paginated be positively filed and served upon the Defendants by 19th August 2024.

5. List the matter on 26th August 2024 for marking of Plaintiff's documents.

6. It is made clear that if the directions of this Court as above are not complied with, this Court will dismiss the Suit.

(ABHAY AHUJA, J.)