

Sumedh

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

SUITS NO.1206 OF 2019

Bank of Baroda

... Plaintiff

v/s.

Export Credit Guarantee Corporation
of India Ltd.

... Defendant

**WITH
RESTORATION APPLICATION NO.826 OF 2015
IN
SUITS NO.1206 OF 2019**

Ms. Savita Nangare a/w. Adv. Vinod Nagula, Adv. Disha Shah i/by
Law Focus for the Plaintiff.

Mr. Rashmin Khandekar a/w. Adv. Ishita Thakur, Adv. Kiran
Yamani (VC) i/by Tuli & Co. for the Defendant.

CORAM : KAMAL KHATA, J.

DATED : 25TH SEPTEMBER 2025.

P.C. :

1. By mutual consent of both Counsel, Ms. Chirag M. Bhatia is appointed as a Court Commissioner to record evidence.
2. The details of Commissioner is as follows:-

Name : Mr. Chirag M. Bhatia.

Address : Adv. Chirag M. Bhatia, 14-C, 1st Floor, C/o.
Rohan Kelekar, Examiner Press Building,
Dalal Street, Fort, Mumbai 400 001.

Mobile No. : 8655637140.

Email id : advocatechiragbhatia@gmail.com

- (a) The Commissioner shall note demeanor of the witnesses in accordance with Order XVIII Rule 4(4) of the Code of Civil Procedure, 1908.
- (b) All cross-examination shall be conducted and recorded strictly in question-and-answer format.
- (c) The Commissioner shall have the discretion to direct video recording of the cross-examination, in whole or in part, for the Court's reference. Should that be done, the original audio-visual recording shall be submitted along with Commissioner's Report to the Registry.
- (d) Re-examination, if any, will be conducted in court.
- (e) The costs of the commission shall be borne equally by the parties.
- (f) The parties shall pay cost of Rs.500/- per hearing to the Court Clerk attending the Commission with Court papers. This is to compensate for duties performed beyond regular working hours.
- (g) The Commissioner shall not permit adjournments on pre-fixed dates, except whereby absolutely unavoidable. Mere inconvenience or unavailability of counsel shall not be considered sufficient ground.

3. Learned Advocate for the Plaintiff shall file the affidavit of evidence within a period of two weeks from today.
4. The Commissioner shall endeavor to complete the recording of evidence within a period of four weeks thereafter.
5. List the matter on 11th November 2025 under the caption 'for Directions'.

(KAMAL KHATA, J.)