

<b>Bank of India, N.Y. Branch v Anaya Gems, Inc.</b>
2026 NY Slip Op 31269(U)
March 26, 2026
Supreme Court, New York County
Docket Number: Index No. 655240/2018
Judge: Andrea Masley
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SUPREME COURT OF THE STATE OF NEW YORK  
 COUNTY OF NEW YORK: COMMERCIAL DIVISION PART 48

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<p>BANK OF INDIA, NEW YORK BRANCH, and          ALLAHABAD BANK, HONG KONG BRANCH,</p> <p style="text-align: center;">Plaintiffs,</p> <p style="text-align: center;">- v -</p> <p>ANAYA GEMS, INC., ANSHUL GANDHI, DINIKA A.          GANDHI, RAJUL A. GANDHI, STARLIGHT DESIGNS CO.          LLC, SUPER DIAMOND JEWELRY, LLC, DNM          JEWELRY INC., MICHAEL PASQUAL, MICHAEL          SCHEINMAN, MANJUSAKA JEWELERS CO. LIMITED,          MARS VENTURE LTD., SINO STERLING, DIAGEM INC.,          AJAY GANDHI, and STARLIGHT DESIGNS HOLDINGS,          LLC,</p> <p style="text-align: center;">Defendants.</p>	<p><b>INDEX NO.</b>            <u>655240/2018</u></p> <p><b>MOTION DATE</b>        _____</p> <p><b>MOTION SEQ. NO.</b>    <u>022</u></p> <p style="text-align: center;"><b>DECISION + ORDER ON          MOTION</b></p>
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HON. ANDREA MASLEY:

The following e-filed documents, listed by NYSCEF document number (Motion 022) 678, 679, 680  
 were read on this motion to/for JUDGMENT - DEFAULT.

In motion sequence 022 plaintiffs move pursuant to CPLR 320(a) and 3215(a) for entry of an order granting default judgment against defendants Mars Venture Limited and Sino Sterling. (NYSCEF Doc. No. [NYSCEF] 678, Notice of Motion.) The motion is unopposed.

“On a motion for a default judgment under CPLR 3215 based upon a failure to answer the complaint, a plaintiff demonstrates entitlement to a default judgment against a defendant by submitting: (1) proof of service of the summons and complaint; (2) proof of the facts constituting its claim; and (3) proof of the defendant's default in answering or appearing.” (*Medina v Sheng Hui Realty LLC*, 2018 WL 2136441, \*6-7 [Sup Ct, NY County 2018] [citations omitted].) “Some proof of liability is also required to satisfy the court as to the prima facie validity of the uncontested cause of action. The standard of

proof is not stringent, amounting only to some firsthand confirmation of the facts.”

(*Feffer v Malpeso*, 210 AD2d 60, 61 [1st Dept 1994] [citations omitted].)

### Proof of Service

Plaintiffs submit proof that defendants were served with the summons and complaint in compliance with the Laws of Hong Kong. (NYSCEF 488, Proof of Service Mars ¶ 2; NYSCEF 489, Proof of Service Sterling ¶ 4.) Specifically, defendant Mars Venture Limited was served by leaving the summons and second verified amended complaint at the company’s registered office and by service upon a female adult inside the registered office on February 11, 2025. (NYSCEF 488, Proof of Service Mars ¶ 6.) Defendant Sino Sterling was served by leaving the summons and second verified amended complaint at the sole proprietorship’s business address on February 25, 2025. (NYSCEF 489, Proof of Service Sterling ¶¶ 5-6.) Plaintiff also complied with the additional service requirements of CPLR 3215(g)(4)(i). (NYSCEF 488, Proof of Service Mars ¶¶ 8-9; NYSCEF 489, Proof of Service Sterling ¶¶ 8-9.)

### Proof of Facts

CPLR 3215(f) requires a plaintiff to submit “proof of the facts constituting the claim, the default and the amount due . . . by affidavit made by the party.” “Where a verified complaint has been served, it may be used as the affidavit of the facts constituting the claim and the amount due; in such case, an affidavit as to the default shall be made by the party’s attorney.” (CPLR 3215 [f].) Here, plaintiffs have filed a verified complaint. (NYSCEF 330, Second Amended Verified Complaint.) Therein, plaintiffs set forth two causes of action against Mars Venture Limited for civil RICO (*id.* ¶¶ 333-339) and aiding and abetting fraud (*id.* ¶¶ 432-441). Similarly, plaintiffs allege

two causes of action against Sino Sterling for civil RICO (*id.* ¶¶ 340-348) and aiding and abetting fraud (*id.* ¶¶ 442-452). The crux of plaintiffs' allegations against the defendants is that Mars Venture Limited and Sino Sterling aided in a fraudulent scheme to defraud plaintiffs by helping co-defendant Anshul Ghandi fabricate and effectuate sham sales of diamonds to co-defendant DNM Jewelry Inc. (*id.* ¶¶ 334-335, 341-42, 433, 443.) Allegedly, the conduct of Mars Venture Limited and Sino Sterling deprived plaintiffs of collateral in the amounts of \$2,269,312.50 and \$1,770,394.80, respectively. (*id.* ¶¶ 441, 452.) Plaintiff has submitted sufficient proof of its claim.

#### Proof of Default

Mars Venture Limited and Sino Sterling have not answered or otherwise appeared in this action. (NYSCEF 679, Sohn aff ¶ 12.)

Accordingly, it is

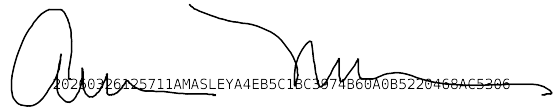
ORDERED that the plaintiffs' motion for a default judgment is granted; and it is further

ORDERED that the Clerk of the Court is directed to enter judgment in favor of plaintiffs Bank of India, New York Branch with an address at 277 Park Avenue, New York, New York 10172, and Allahabad Bank, Hong Kong Branch with an address at 1908-09, Tower One Lippo Centre, 89 Queensway, Admiralty, Hong Kong, and against defendant Mars Venture Limited, whose last known address is Unit 1112, Floor 11, Wing On Plaza, 62 Mody Road, Tsim Sha Tsui, Kowloon, Hong Kong, in the sum of \$2,269,312.50, together with costs and disbursements as taxed by the Clerk upon submission of an appropriate bill of costs; and it is further

ORDERED that the Clerk of the Court is directed to enter judgment in favor of plaintiffs Bank of India, New York Branch with an address at 277 Park Avenue, New York, New York 10172, and Allahabad Bank, Hong Kong Branch with an address at 1908-09, Tower One Lippo Centre, 89 Queensway, Admiralty, Hong Kong, and against defendant Sino Sterling, whose last known address is Flat/Rm 3208, 32/F, Central Plaza, 18 Harbour Road, Wan Chai, Hong Kong, in the sum of \$1,770,394.80, together with costs and disbursements as taxed by the Clerk upon submission of an appropriate bill of costs; and it is further

ORDERED that plaintiffs shall have execution thereon; and it is further

ORDERED that parties shall appear for a virtual conference on April 6, 2026 at 3:30.



3/26/2026  
DATE

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ANDREA MASLEY, J.S.C.

CHECK ONE:

CASE DISPOSED  
 GRANTED  DENIED

NON-FINAL DISPOSITION  
 GRANTED IN PART  OTHER

APPLICATION:

SETTLE ORDER

SUBMIT ORDER

CHECK IF APPROPRIATE:

INCLUDES TRANSFER/REASSIGN

FIDUCIARY APPOINTMENT  REFERENCE