



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

COMMERCIAL ARBITRATION PETITION NO.317 OF 2018

Suhas Jagannath Khadse & Ors. ..Petitioners
Vs.
Patel Developers & Anr. ..Respondents

WITH
COMMERCIAL ARBITRATION PETITION NO.295 OF 2017
WITH
NOTICE OF MOTION NO.483 OF 2017
WITH
CHAMBER SUMMONS NO.1481 OF 2018
WITH
CHAMBER SUMMONS NO.1477 OF 2018
WITH
NOTICE OF MOTION NO.2022 OF 2018
IN
SUIT NO.1207 OF 2018

Mr.Dhiren Shah with Mr.Animesh Singh i/b. M/s.Vimla & Co. for
Petitioner in CARBP No.295/17.
Ms.Shweta Merchant with Mr.Mitul Shah i/b. Solicis Lex for Petitioner in
CARBP No.317/18.
Ms.Aditi Jadhav i/b. Mr.K.K. Tiwari for Applicant in CHSCD No.1477 &
1481/2018.
Ms.Mansha Bhatia for Plaintiff Jignesh Naresh Jariwala & Anr. in Suit
No.1207/18.

CORAM : G.S. KULKARNI, J.

DATE : 23rd JANUARY, 2019

P.C.:

Having perused the earlier orders passed by this Court and
considering the subsequent development as pointed out by Mr.Shah,

learned Counsel for the petitioner, it would be appropriate that the Court Receiver holds a meeting inviting all the parties and prepares a preliminary report as to the further course of action which would be required to be resorted in the facts of the case.

2. Ms.Bhatia appears for plaintiff Jignesh Naresh Jariwala and states that her client is an applicant in Notice of Motion No.2022 of 2018 filed in Suit No.1207 of 2018 pending between the parties and that she would also like to be heard by the Court Receiver. Accordingly, the Court Receiver may also take into consideration the say of this applicant.

3. There are also two chamber summons bearing Nos.1477 of 2018 and 1481 of 2018 in Commercial Arbitration Petition No.295 of 2017. The applicant in these chambers summons can also remain present before the Court Receiver.

4. All the parties shall place on record of the Court Receiver a short note in regard to their stand so that the same can be considered and recorded in the minutes of the meeting which would be placed on record before this Court on the adjourned date of hearing.

5. Accordingly, the hearing of this petition is adjourned to 13 February 2019.

6. On the adjourned date of hearing, the Court shall consider the respective pleas of the parties and the minutes of the meeting which will be placed on record by the Court Receiver and pass further appropriate orders.

7. Needless to observe that the approach of the parties should be to resolve the issues.

[G.S. KULKARNI, J.]