



Shephali

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
CHAMBER SUMMONS (L) NO. 990 OF 2018
IN
COMM EXECUTION APPLICATION NO. 88 OF 2018

Vistra ITCL (India) Ltd ...Applicant
Versus
Mighty Constructions Private Limited ...Defendants

Mr Tushad Kakalia, *with DJ Kakalia, Rghavi Sharma, i/b Mulla & Mulla & Craigie Blunt & Caroe, for the Applicant.*
Mr Nirav Shah, *i/b Little & Co, for the Respondents No. 1 & 2.*

CORAM: G.S. PATEL, J
DATED: 17th July 2018

PC:-

1. The additional Respondent, Sanjay S Bhosale was served on 13th July 2018. *Prima facie* it appears that Bhosale has indeed stacked construction material of the mortgage premises and opened a door from his unit entry to the mortgaged premises seen from the sketch plan at page 117. According to the Judgment Debtors the building material stacked from the mortgaged premises is not theirs but of Bhosale.

2. I will give Sanjay Bhosale one final opportunity.
3. I will list the matter on the supplementary board of 24th July 2018.
4. He is put to notice that if he is absent on that day, an order will be passed in his behalf on that day. The Advocate for the Decree Holder will give fresh notice to Sanjay Bhosale accompanied by an ordinary copy of this order.

(G. S. PATEL, J)