



Atul

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 (L) NO. 88 OF 2017

Vistra ITCL (India) Ltd	...Applicant
<i>Versus</i>	
Mighty Constructions Pvt Ltd & Anr	...Respondents
<i>And</i>	
Sanjay Sushil Bhosale	...Proposed Respondent

WITH
CHAMBER SUMMONS (L) NO. 222 OF 2017
IN
COMM EXECUTION APPLICATION (L) NO. 88 OF 2017

Mr JP Sen, Senior Advocate, with Tushad Kakalia, DJ Kakalia & Raghavi Sharma, i/b Mulla & Mulla & Craigie Blunt & Caroe, for the Applicant/Judgment Creditor in both CHSs.
Mrs Kalpana Desai, with Anuj Jaiswal, i/b Little & Co., for Respondents Nos. 1 and 2.
Mr Pradeep Thorat, with Rohit P Jain, for Respondent No. 3.
Mr RY Sirsikar, with Sagar Patil & Sulakshana Kamble, for MCGM.

CORAM: G.S. PATEL, J
DATED: 26th July 2018

PC:-

1. I will request Mr Sirsikar to take instructions from the MCGM in regard to the premises occupied by Mr Sanjay Bhosale, viz., Unit No. F2-B on the ground floor of Universal Majestic at PA Lokhande Marg, Chembur.
2. The question is whether this unit can be provided authorized access, i.e. a door, from either the stairwell area or main frontage area where there are glass panels. The only question to be addressed by the MCGM is which of these two, if either, can be used as an authorized access to Unit F2-B.
3. The MCGM will be joined as a Respondent to the Chamber Summons. Amendment to be carried out in the course of the day without need of reverification. A copy of the Chamber Summons along with the sketch plan tendered by Mr Sen today and a set of photographs will be forwarded to Mr Sirsikar.
4. On the last occasion, the Court Receiver had noted that there was construction material lying in the mortgaged premises. The 1st and 2nd Defendants said that they belong to Mr Bhosale. He stoutly denies this. The Court Receiver will make arrangements to dispose of this construction material as scrap.
5. The sealed report of the valuer is taken on record.

6. List the Chamber Summons on 3rd August 2018.

(G. S. PATEL, J)