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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
CHAMBER SUMMONS (L) NO. 848 OF 2018
IN
EXECUTION APPLICATION NO. 1513 OF 2018
IN
NOTICE OF MOTION (L) NO. 103 OF 2016
IN
SUIT NO. 250 OF 2016

Ashok S Bhagia & Anr

...Applicant

In the matter between

Ashok S Bhagia & Anr

...Plaintiffs/
Decree Holders

Versus

Orno Infra Projects Pvt Ltd & Ors

...Defendants/
Judgment
Debtors

Mr Karl Tamboly, with Mr Viraj Maniar & Ms Hiral Vora, i/b
Maniar Srivastava Associates, for the Applicants/Decree Holders.

CORAM: G.S. PATEL, J

DATED: 3rd July 2018

PC:-

1. There is no Affidavit in Reply from Judgment Debtor No.5 who is at present in Arthur Road Jail. He has been served as previously noted.
2. None of the Judgments Debtors have appeared, though all are served. The decree in the hands of the Plaintiff is to execute an agreement of sale. It is for this reason that I will not for the present appoint a Court Receiver as sought in prayer clauses (b) and (f) but will only grant an ad-interim injunction in terms of prayer clauses (a) and (e) and will also make an order directing all the Judgment Debtors including 5th Defendant to make a disclosure on affidavit in terms of prayer clause (c). The Disclosure Affidavit is to be filed and served on or before 3rd August 2018.
3. List the matter on 7th August 2018.
4. It is clarified that the Plaintiffs' right in respect of the old flat nos. 801/802 on the 8th floor, mentioned at page 32 in clause (1) of the Consent Terms dated 27th October 2016, are also protected and there will be a similar injunction against the Judgment Debtors in respect of those two flats.

(G. S. PATEL, J)