



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

COMPANY APPLICATION (L) NO.139 OF 2018
IN
COMPANY PETITION NO.1133 OF 2015

Emami Limited
V/s.

)....Petitioner

M/s.Globe Apartment Pvt. Ltd.

)....Applicant/Respondent

WITH

CONTEMPT PETITION NO.5 OF 2018

Mr.P.D.Prasad Rao a/w Devika Purav for the applicant/respondent.
Mr.Sairam Subramanian a/w Mr.Vaisakh Shaji i/by Khaitan and Co.
for respondent/original petitioner.
Ms.Usha Mehta -respondent no.2 in Contempt Petition No.5 of 2018.
[Mr.Mahendhar Aithe-Company Prosecutor for Official Liquidator
present].

CORAM : K.R.SHRIRAM,J
DATE : 27.4.2018

P.C.:-

1 Mr.Rao appearing for the alleged contemnors states that respondent no.2 is present in Court. Mr.Rao states, without prejudice to the rights and contentions, on instructions from respondent no.2, that a sum of Rs.20,00,000/- will be paid to petitioner on or before 15.5.2018. Mr.Rao states that one week ago, respondents have handed over a demand draft of Rs.10,00,000/- to petitioner.

2 Mr.Subramanian for respondent/original petitioner

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confirms having received demand draft but states that since contempt petition and application are pending, they have not encashed the demand draft of Rs.10,00,000/-. Mr.Subramanian states that he will advise his client to encash the demand draft.

3 Mr.Rao states that Rs.40,00,000/- which petitioner is claiming includes Rs.10,00,000/- towards interest. Mr.Rao states that upon petitioner receiving Rs.30,00,000/-, petitioner should put an end to all disputes and withdraw all applications.

Mr.Subramanian states he will have to take instructions in that regard.

4 Mr.Aithe-Company Prosecutor states that possession of the said premises was not handed over by respondent-company. Mr.Aithe states that one Ms.Usha Mehta was present when Official Liquidator went to take possession and Ms.Mehta undertook to give possession within one week but no possession was given. Official Liquidator to take only symbolic possession and not physical possession at this point of time.

Stand over to 8.6.2018.

(K.R.SHRIRAM,J)