

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
NOTICE OF MOTION (L) NO. 1908 OF 2018
IN
COMIP (L) NO. 1070 OF 2018**

B. D. Textile Mills Private Limited

...Plaintiff

Versus

V. D. Textile Mills

...Defendant

Mr. Hiren Kamod, Advocate alongwith Ms. Poonam Teddu Advocate
instructed by Mahesh A. Mahadgut, Advocate for the Plaintiff

CORAM: S. J. KATHAWALLA, J.

DATE: 28th AUGUST, 2018

P.C. :

1. Mr. Kamod for the Plaintiff submitted that the ex-parte order dated 10th August 2018, has been executed by the Court Receiver only today. He further submitted that during the course of the execution of commission, the Plaintiff's representative and the Court Receiver learnt that the Defendant has dispatched a large stock of the impugned goods through one Delhi Rajasthan Transport Company by road to parties in Secunderabad (consignments under L.R.No.

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PALI/01/1768589 to 1768606) and Hyderabad L.R.No. PALI/01/1769651 to 1769671) on 24th August, 2018 and 26th August, 2018 respectively. He submitted that the said stock is still in transit.

2. Delhi Rajasthan Transport Company is directed not to deliver the Defendant's consignments under L.R.No. PALI/01/1768589 to 1768606 and L.R.No. PALI/01/1769651 to 1769671. The Delhi Rajasthan Transport Company is further directed to hand over the above consignments to the Court Receiver, High Court, Bombay immediately.
3. A copy of this order shall be served on Delhi Rajasthan Transport Company through email/courier by the Advocate for the Plaintiff immediately.
4. List the matter for further ad-interim reliefs on 31st August 2018. In the meanwhile, earlier order to continue.

(S.J. KATHAWALLA, J.)