

Ars

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 257 OF 2015
IN
SUIT NO. 669 OF 2014

Sonia Raman Sabharwal	...Applicant
<i>In the mater of</i>	
Sonia Raman Sabharwal	...Plaintiff
<i>Versus</i>	
Asha Ashok Asrani & Ors.	...Defendants

Ms. Reema Merchant, *for Defendant No.1.*
Ms. Neha Chokshi, *for Defendant No.2.*

CORAM: G.S. PATEL, J
DATED: 9th March 2015

PC:-

1. Heard.
2. After the order dated 26th November 2014 by which the 1st Defendant was appointed as an agent of the Court Receiver in respect of Flat No. 74, 7th floor, Ashok Apartments, 68 Nepean Sea Road, Rungta Lane, Mumbai – 400 006, the 1st Defendant passed away. He is survived by Defendants Nos. 1(a) and 1(b), his widow

and son, respectively, who have been joined as party Defendants to the Suit.

3. By this Motion the Plaintiff seeks a modification of the order dated 26th November 2014 to appoint the Defendants Nos. 1(a) and 1(b) as agents of the Court Receiver in place and stead of Defendant No.1. There is no dispute that the Defendants Nos. 1(a) and 1(b) are in actual physical possession of the flat and are residing there.

4. For these reasons the Notice of Motion is made absolute in terms of prayer clause (a) and is disposed of accordingly. All concerned to act on an authenticated copy of this order.

(G. S. PATEL, J.)