

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

**APPEAL (L) NO.517 OF 2015
IN
CHAMBER SUMMONS (L) NO.1710 OF 2014
IN
EXECUTION APPLICATION (L) NO.1730 OF 2014
IN
SUIT NO.2132 OF 2008
WITH
NOTICE OF MOTION NO.1826 OF 2015
AND
NOTICE OF MOTION NO.1193 OF 2016**

Vinay alias Victor Ram Mahadik

.... Appellant/
Ori. Defendant

versus

Smt. Sarojini Subhash Dalvi and Others

... Respondents
Ori. Plaintiffs

Mr.PP. Prabhu for the Appellant.

Mr.S.B. Rao i/b. M/s India Law for the Respondents.

**CORAM : DR. MANJULA CHELLUR, C.J.
& M.S. SONAK, J.**

DATE : 29th SEPTEMBER, 2016.

PC :

1. Heard both the parties.
2. By consent of both the parties, the appeal is allowed remanding back the matter to the Learned Trial Judge to decide the Chamber Summons, by looking into the terms of the alleged registered Release Deed executed between the parties, as well as Consent Terms, so as to understand whether there has to be any

consideration to be paid in cash under the document. Till Chamber Summons is decided, one way or the other, the execution proceedings are stayed.

Motion disposed off.

(CHIEF JUSTICE)

(M.S. SONAK, J.)