

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

**NOTICE NO. 1138 OF 2012
IN
EXECUTION APPLICATION NO. 736 OF 2012
IN
ARBITRATION CASE NO. 5652 OF 2009**

SBI Cards & Payments Services Pvt. Ltd. .. Decree Holder
Vs.
Rajesh Nakashe .. Judgment Debtor

Ms.Sonali Namsale i/b O.M. Gujar Law Chambers for applicant.

None for respondent.

**CORAM : K.R.SHRIRAM, J.
DATE : 8TH JUNE, 2016**

P.C.

The counsel for the applicant/petitioner states that they are yet to serve the notice upon respondent. From the record and proceedings, it appears that the notice under Order XXI, Rule 22 of the Code of Civil Procedure, 1908 was issued on 18th July 2012. In fact, by an order dated 4th March 2015, this Court was pleased to direct issuance of fresh notice upon the judgement debtor returnable on 1st April 2015. Despite that the applicant has not taken any steps to have notice issued. Therefore, the notice stands discharged. The Execution Application stands dismissed.

(K.R. SHRIRAM, J.)