

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
CHAMBER SUMMONS NO.161 OF 2018
IN
ARBITRATION PETITION NO.32 OF 2017**

Reliance Capital Ltd.	...	Petitioner
and		
Jitendra Umedbhai Patel and Ors.	...	Respondents
versus		
Reliance Home Finance Pvt. Ltd.	...	Third Party
		Applicant/Intervener

Mr. Chinmay Gupte i/by M/s. Mohit Gadkar and Co., for Third Party Applicant/Intervener.
Mr. Vivek Patil, for Petitioner.
None for Respondents.

CORAM: S.J. KATHAWALLA, J.

DATE: 1st MARCH, 2018

P.C.:

1. Not on board. Upon mentioning, taken on board.
2. The above Chamber Summons is taken out by the Third Party Applicant – Reliance Home Finance Pvt. Ltd., seeking directions against the Court Receiver, High Court Bombay, to hand over possession of Bungalow Nos.22-A and 24-A, more particularly described in Schedule being Exhibit B and C to the Chamber Summons to the Third Party Applicant/Intervener. The Court Receiver has taken possession of the said bungalows pursuant to the order obtained by the Petitioner – Reliance Capital Ltd.

3. The learned Advocate for the Petitioner states that he has no objection if the Chamber Summons is allowed. In view thereof, the above Chamber Summons is allowed in terms of prayer clause (a), which is reproduced hereunder :

“(a) That this Hon’ble Court be pleased to direct the Office of the Ld. Court Receiver, High Court, to hand over the possession of the said Bungalow No.22-A and Bungalow No.24-A more particularly described in Schedule being Exhibit B and C to the Chamber Summons to the Third Party Applicant/Intervener i.e. Reliance Homes Finance Pvt. Ltd.”

4. However, a copy of this order shall be forthwith served on the Respondents by Speed Post/Registered Post and by hand delivery by the Advocate for the Petitioner/Applicant. The Chamber Summons is accordingly disposed of.

5. The Court Receiver is discharged without passing accounts, but upon payment of his costs, charges and expenses by the Petitioner.

(S.J.KATHAWALLA, J.)