

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
CHAMBER SUMMONS NO.806 OF 2018
IN
ARBITRATION PETITION NO.384 OF 2017**

Tata Capital Financial Services Ltd.	...	Petitioner/Applicant
versus		
Sharad Trehan and Ors.	...	Respondents
and		
The Court Receiver	...	Respondent

Mr. Manish Gala i/by M/s. Law Square, for Petitioner.

**CORAM: S.J. KATHAWALLA, J.
DATE: 9th AUGUST, 2018**

P.C.:

1. Perused the Chamber Summons and the Affidavit in support thereto. For reasons set out in the Affidavit in support of the Chamber Summons, the same is allowed and the Court Receiver, High Court, Bombay is discharged without passing any accounts but upon payment of his costs, charges and expenses, by the Petitioner in respect of the mortgaged property being Plot No.3, Sukarwariya Hat, Station Road, Dewas-455001, more particularly described in Exhibit D to the Petition. However, liberty is granted to the Petitioner to take out a fresh Petition under Section 9 of the Arbitration and Conciliation Act, 1996 seeking the same reliefs if so advised. The Chamber Summons is accordingly disposed of.

(S.J.KATHAWALLA, J.)