

Tata Capital Financial Services Ltd.	...	Petitioner
versus		
Jalan Inter Continental Hotels Pvt. Ltd.		
and Ors.	...	Org. Respondents
and		
The Court Receiver, High Court	...	Respondent

Ms. Benedicta Lobo i/by M/s. katariya and Associates, for Applicant/Petitioner.
Mr. Satish Dahibawkar i/by M/s. Dahibawkar and Co., for Respondents.
Mr. Satish, Section Officer, Court Receiver Office, present.

CORAM: S.J. KATHAWALLA, J.
DATE: 29th JUNE, 2018

1. Heard the learned Advocates for the parties. Perused the Chamber Summons and the Affidavit in support thereto. The Chamber Summons is allowed in terms of prayer clause (a) which is reproduced hereunder :

“(a) that the Respondent No.6 i.e. the Court Receiver be discharged forthwith without passing of accounts in respect of the mortgaged property being more particularly described at Exhibit L-1 to the Petition and the symbolic possession board affixed by the Court Receiver be removed;”

2. The costs, charges and expenses of the Court Receiver shall be paid by the Applicant/petitioner within a period of two weeks from the date of the Petitioner

receiving the intimation to make payment from the Office of the Court Receiver. The order passed by the Court Receiver with regard to the royalty payable by the Respondents is set aside.

3. The Chamber Summons is accordingly disposed of.

(S.J.KATHAWALLA, J.)