

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1991 OF 2011

IN

ARBITRATION PETITION NO.621 OF 2011

Reliance Capital Ltd.

....Petitioner

vs

Autograph Cars India Pvt. Ltd. And 4 Ors.

...Respondents

.....

Ms. Benita Kapadia, i/b. Ms. Gauri Rao, for the Respondents/Applicants to the Notice of Motion.

Mr. Kishore Raorane, Master (Adm.) from office of Court Receiver present.

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CORAM : S.C. GUPTE, J.

DATED: 11 FEBRUARY 2019

P.C.:

. This notice of motion is taken out by the Respondents for recall of an ex-parte order passed in the arbitration petition. The arbitration petition was filed under Section 9 of the Arbitration and Conciliation Act, 1996. The petition was allowed and Court Receiver was appointed in respect of the property which is the subject matter of present petition. That was on 20 June 2011. Learned Counsel for the Applicants (original Respondents) submits that her clients do not press the notice of motion, since the matter has since been settled between the parties and outstanding dues of the original Petitioner have been paid. Notice of motion is disposed of as not pressed. No order as to costs.

2. In view of the disposal of the arbitration petition, the receiver appointed in the matter shall stand vacated without passing any accounts. The Court Receiver's costs, charges and expenses shall be paid by the Petitioner within three weeks of the receiver communicating the same.

(S.C. GUPTE, J.)