

Shephali

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COURT RECEIVER'S REPORT NO. 145 OF 2019
IN
SUIT NO. 488 OF 2017**

Dilip Shankar Borhade & Ors	...Plaintiffs
<i>Versus</i>	
Naresh Kumar Sukhdev Dubey	...Defendant

Ms Aditi S Naikare, *i/b PJ Thorat, for the Plaintiffs.*
Mr DN Kher, *Court Receiver, present.*

CORAM: G.S. PATEL, J
DATED: 11th March 2020

PC:-

1. The Court Receiver's Report was actually disposed of by the order of 6th February 2020. The disposal inadvertently remained to be noted and instead the matter was stood over to 11th March 2020. No further orders are required. The Court Receiver's Report stands disposed of.

2. The premises in question are a hotel at Powai. It was given to the Defendant on a conducting basis. The Court Receiver resumed possession from the Defendant.

3. The Plaintiffs' submission is that possession should be handed over to them without any terms as to security or royalty. It appears that this was the prayer (b) in the earlier Report which was disposed of, but no order has been made on that prayer. Now that the Report has been disposed of, I will require the Plaintiffs to file Interim Application for this relief.

4. Liberty to the Plaintiffs to have the fresh IA listed for an early hearing. The Court Receiver is to be joined as a party Respondent to that Interim Application.

(G. S. PATEL, J)