

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 636 OF 2017

Burhanuddin Modi

... Plaintiff

vs.

Haresh Hiranand Ahuja & Anr.

... Defendants

Ms. Kalyani Wagle i/b T.N. Tripathi and Co. for the Plaintiff

Mr. Minesh K. Shah for Defendant No. 1

Mr. Akash S. Acharya for Defendant No. 2

CORAM : A. K. MENON, J.

DATED : 14th DECEMBER, 2020.

P.C. :

1. Called for filing consent terms. Learned counsel for the plaintiff and the defendant state that they have arrived at a settlement in terms of the consent terms.

2. The Consent terms are signed by parties and Advocates and marked "X" for identification. Since Court Receiver stands appointed it is stated that Receiver has taken only formal possession. Physical possession is yet to be taken. Defendant no. 2 who is present in Court is required to hand over physical possession to the Court Receiver.

3. I therefore pass the following order by consent of parties:
- (i) Defendant no. 2 will hand over possession to the Court Receiver on 16th December, 2020 at 12.00 noon.
 - (ii) In view thereof suit is decreed in terms of the consent terms.
 - (iii) Refund, if any, as per rules.
 - (iv) Notice of motion no. 26 of 2018 stands disposed.
 - (v) Interim applications, if any, stand disposed.

(A. K. MENON, J.)

Rajeshwari
R. Pillai

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signed by
Rajeshwari
R. Pillai
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