

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CIVIL APPLICATION (CAW) NO.606/2021

IN

WRIT PETITION NO.3599/2016 (D)

M/s. Loya Traders, Through its proprietor Shri Rajendra Chhaganlal Loya
...Versus...

M/s. Tulsi Agro Industries, Through its proprietor Shri Anup Mohanlal Tiwari
Applicant : M/s. Tulsi Agro Industries, Through its Proprietor Shri Anup
Mohanlal Tiwari

Office Notes, Office Memoranda of Coram,
appearances, Court's orders or directions
and Registrar's orders

Court's or Judge's orders

Mrs. S.W. Deshpande, Advocate for petitioner
Shri J.B. Gandhi, Advocate for respondent/applicant

CORAM : AVINASH G. GHAROTE, J.

DATE : 09/08/2021

1. While dismissing Writ Petition No.3599/2016 by the judgment dated 17/9/2019, this Court had directed the amount of Rs.5,00,000/- deposited in this Court by the petitioner therein, for complying with the condition for grant of the *ad interim* order, be remitted to the Executing Court. However, the number of the execution proceeding was not mentioned, and therefore the amount could not be remitted.

2. By the present civil application it has been brought on record, that the number of the execution

proceeding is Execution Case No.1/2014, which is pending before the Additional District Judge, Pipariya.

3. Learned Counsel for the original petitioner, does not dispute the number of the execution proceeding, in view of which, the amount, as deposited in this Court, is directed to be remitted to the Additional District Judge, Pipariya in Execution Case No.1/2014, in pursuance to the directions as contained in para 6 of the judgment dated 17/9/2019 in Writ Petition No.3599/2016.

4. The civil application stands disposed of accordingly.

(AVINASH G. GHAROTE, J.)