

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

EXECUTION APPLICATION NO.714 OF 2019

Bajaj Finance Ltd. : Claimant.

Vs.

Pramesh Sindhwad : Respondent.

WITH

EXECUTION APPLICATION NO.715 OF 2019

Bajaj Finance Ltd. : Claimant.

Vs.

Ibrahim H Bilakhia : Respondent.

WITH

EXECUTION APPLICATION NO.718 OF 2019

Bajaj Finance Ltd. : Claimant.

Vs.

Mohanlal M Barot : Respondent.

WITH

EXECUTION APPLICATION NO.719 OF 2019

Ujjwal Textiles : Claimant/Plaintiff

Vs.

Shree Ram Trading Company

Proprietor Ashish Rai : Respondent/Defendant

WITH
EXECUTION APPLICATION NO.872 OF 2019

M/s. Shriram Transport Finance Co. Ltd. : Claimant.

Vs.

Hemant Brahmdev Yadav & Anr. : Respondents.

WITH
EXECUTION APPLICATION NO.875 OF 2019

Edelweiss Retail Finance Ltd. : Decree Holder.

Vs.

Danco Enterprises India (P) Ltd
and others : Judgment Debtors

WITH
EXECUTION APPLICATION NO.945 OF 2019

Edelweiss Retail Finance Limited : Decree Holder

Vs.

S. K. Enterprises and anr. : Judgment Debtors.

WITH
EXECUTION APPLICATION NO.1082 OF 2019

Gati Kintetsu Express Pvt. Ltd. : Claimant.

Vs.

Planet Design Pvt. Ltd. : Respondent.

WITH
EXECUTION APPLICATION NO.1143 OF 2019

Rakesh Trading Co. : Claimant/Plaintiff
Vs.
 Status Fashion : Respondent/Defendant.

WITH
EXECUTION APPLICATION NO.1225 OF 2019

Cholamandalam Investment and
 Finance Company Limited : Claimant.
Vs.
 Nisarahmed Amrullah Kasar & Anr. : Respondents.

None for the Claimants/Decree Holders.

CORAM : ARIF S. DOCTOR, J.
DATE : 09th JANUARY 2024

P.C. :

1. These matters were on board today for dismissal under Rule 329 of the Bombay High Court (Original Side) Rules, 1980 since no steps have been taken by the Claimants/Decree Holders for twelve months from the date of filing of the captioned Execution Applications. Rule 329 of the Bombay High Court Rules, 1980 provides as follows;

“R.329. Non-prosecution of application for execution.----- When a party does not proceed with the application for execution for a period of twelve months from the date of the filing of application, the Prothonotary and Senior Master shall place the application before the Judge in Chambers for dismissal for want of prosecution. The Judge may pass such orders thereon as he may think fit.”

2. Today when these matters were called out, none appeared on behalf of the Claimants/Decree Holders to show cause as to why the captioned Execution Applications should not be dismissed. The captioned Execution Applications are of the year 2019 and given that despite the passage of over four years, the Claimants/Decree Holders have not taken any steps to proceed with the Execution Applications. The captioned Execution Applications are thus dismissed in terms of Rule 329 as above.

(ARIF S. DOCTOR, J.)