

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

EXECUTION APPLICATION NO.1515 OF 2017

Hinduja Leyland Finance Ltd. : Claimant

Vs.

M/s. Sai Krupa Travels

Prop Vijay Yadav and anr. : Respondents.

**WITH
EXECUTION APPLICATION NO.1570 OF 2017
WITH
EXECUTION APPLICATION NO.1573 OF 2017
WITH
EXECUTION APPLICATION NO.1592 OF 2017
WITH
EXECUTION APPLICATION NO.1604 OF 2017
WITH
EXECUTION APPLICATION NO.1606 OF 2017
WITH
EXECUTION APPLICATION NO.1607 OF 2017
WITH
EXECUTION APPLICATION NO.1609 OF 2017
WITH
EXECUTION APPLICATION NO.1626 OF 2017**

None appears for the Claimants.

CORAM : ARIF S. DOCTOR, J.

DATE : 10th APRIL 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 (Original Side) 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 2017 and given that despite the passage of over Seven 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.)