

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

NOTICE OF MOTION NO. 6 OF 2024
IN
INSOLVENCY PETITION NO. 95 OF 2001

Meena L. Shah	...Applicant
<u>In the matter between</u>	
Re: Rajesh Manmohandas Shah and Ors.	...Insolvents
And	
Ex-parte : M/s Lakhotia Udyog	...Petitioning Creditor

Mr. V. Y. Bhate /b Mr. Anil Bagve for Petitioning Creditor.
Mr. Mehul Shah for one of the Debtor.
Ms. C. J. Bhatt, O. A. with Mr. Subodh Patil, Dy. O.A. present.
Ms. M. R. Parkar, Insolvency Registrar Present.
Mr. Pravin Mahadev Prabhu, Assistant Police Inspector, Juhu Police Station.

CORAM : ABHAY AHUJA, J.
DATE : 16th JULY, 2024

PC. :

1. Pursuant to the order dated 18th June, 2024, today when the matter is called out, learned Official Assignee seeks to submit a report with respect to the inspection of the subject Gala No. 18.

2. It is submitted that three prospective buyers/brokers have visited the said premises for inspection, however, till date no prospective buyer has shown interest in purchasing the Gala.

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3. However, Mr. Shah, learned Counsel appears for one of the Insolvents and submits that by letter dated 15th July, 2024, the Official Assignee has been requested to keep the Gala No. 18 open for inspection on 18th and 22nd July, 2024 for the prospective buyers to inspect the said premises.

4. The Official Assignee to act accordingly, list on **20th August, 2024.**

Rule Nisi 9 of 2019

5. Pursuant to the order dated 18th June, 2024, today when the matter is called out, this Court is informed that Mr Prabhu, API attached to Juhu Police Station is present in the Court and seeks to tender a report with respect to the execution of the warrant against the Insolvent No.1-Mr. Rajesh Shah.

6. A perusal of the report indicates that although an attempt has been made to arrest him, however, he was not found in the place where the police visited. The API present in the Court submits that the Insolvent No. 1 would be arrested as and when found and brought to this Court.

7. List on **20th August, 2024** when the API is directed to secure the presence of the Insolvent No. 1-Mr. Rajesh Shah in this Court.

(ABHAY AHUJA, J.)