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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COURT RECEIVER REPORT NO. 115 OF 2024
IN
ARBITRATION PETITION NO. 681 OF 2016

M/s. R. R. B. Realtors Pvt. Ltd.

...Petitioner

Vs.

M/s. Subhash Nagar Rajeshwari Co-operative
Housing Society & Ors.

...Respondents

WITH
INTERIM APPLICATION (L) NO. 32374 OF 2023
WITH
INTERIM APPLICATION (L) NO. 32376 OF 2023
WITH
INTERIM APPLICATION (L) NO. 32378 OF 2023

Ms. Anushka Agarwal a/w Monisha Mane B. and Akshay Arora i/by Parinam Law
Associates for the Original Petitioner in ARBP/681/2016

Mr. Krushna Jaybhay for Respondent No.1.

Ms. C. M. Vaidya, 2nd Asst. to Court Receiver a/w Priti Pawshe, ASO is present.

CORAM : ARIF S. DOCTOR, J.

DATE : 12th JULY, 2024

P.C.:-

1. This is a disposed of Arbitration Petition filed under Section 9 of the Arbitration and Conciliation Act, 1996. The present Applications have been taken out at the instance of certain individuals who claim to be entitled to certain flats in the redevelopment property.

2. Learned Counsel appearing for the Original Petitioner seeks time to file Affidavits-in-Reply. Replies, if any, to be filed on or before 26th July, 2024. Rejoinder, if any, to be filed on or before 2nd August, 2024.

3. Stand over to 16th August, 2024.

4. The Court Receiver has in its report dated 11th March, 2024 sought following directions:

“(a) The Court Receiver be discharged without passing of accounts on payment of costs, charges and expenses by petitioner.

(b) The cost of this report be awarded in the sum of Rs. 5,000/- and petitioner may be directed to pay the same in the office of the Court Receiver.

(c) Any other directions that this Hon’ble Court may deem fit and proper in the matter.”

5. Since it is now not disputed that the building has been completed, the obligations of the Court Receiver under the order dated 22nd December, 2016 stand duly complied with and therefore there is no reason not to give discharge to the Court Receiver. The Court Receiver Report is allowed in the aforesaid terms on the Petitioner making the necessary costs, charges and expenses.

(ARIF S. DOCTOR, J.)