

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8677 OF 2011

Ibrahim Abdul Kader ... Petitioner

Versus

The State of Maharashtra & Ors. ... Respondents

WITH
INTERIM APPLICATION NO. 9148 OF 2024
IN
WRIT PETITION NO. 8677 OF 2011

Najib Hamza Kader ... Applicant

In the matter between

Ibrahim Abdul Kader ... Petitioner

Versus

The State of Maharashtra & Ors. ... Respondents

WITH
COURT RECEIVER'S REPORT NO. 13 OF 2024
IN
WRIT PETITION NO. 8677 OF 2011

Najib Hamza Kader ... Applicant

In the matter between

Ibrahim Abdul Kader ... Petitioner

Versus

The State of Maharashtra & Ors. ... Respondents

WITH
INTERIM APPLICATION NO. 16788 OF 2022
IN
WRIT PETITION NO. 8677 OF 2011

Ibrahim Abdul Kader ... Applicant

In the matter between

Ibrahim Abdul Kader ... Petitioner

Versus

The State of Maharashtra & Ors. ... Respondents

.....

Mr. Naushad Engineer a/w. Mr. Aman Anand, Mr. Jay Zaveri, Ms. Anjali Sharma, Mr. Vinay Khatri i/b Crawford Bayley & Co. for the Petitioner.
Mr. N. C. Walimbe, Addl GP a/w. Mr. A. A. Alaspurkar, AGP for Respondent Nos.1 to 5.
Mr. Rishabh Vakharia a/w. Mr. Raj Pardikar for Respondent Nos.6 to 10.
Mr. Nitin C. Pawar, Court Receiver a/w. Mr. Swayam S. Chopda, O.S.D.

CORAM : **M. S. KARNIK AND**
N. R. BORKAR, JJ.
DATED : **31st JULY, 2025.**

P.C. :

1. We have perused the report dated 21.06.2024 submitted by the Court Receiver of this Court. It is stated in the report that the symbolic possession of Survey No. 62/8 (Part) has been taken. However, it is stated in the report that the symbolic possession of Survey No. 61/3 (Part) has not been taken.
2. In view of the submission made by the Court Receiver, the Deputy Superintendent of Land Records is directed to conduct an official survey to ascertain the access to Survey No.61/3. The said survey be carried out within a period of four weeks from today.
3. So far as Survey No. 62/8 (Part) is concerned, having regard to what is stated in para 10, the Deputy Superintendent of Land Record or his representative to carry out survey also in respect of land part and parcel of Survey No.62/8 within a period of four weeks.
4. Cost of survey be paid by the petitioner.
5. Prayer clause (b) of the Court Receiver's report is allowed and

Court Receiver's Report is disposed of.

6. List the petition for direction on **09.09.2025**.

(N. R. BORKAR, J.)

(M. S. KARNIK, J.)