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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 15860 OF 2024
WITH
INTERIM APPLICATION NO. 15858 OF 2024
IN
SECOND APPEAL (ST) NO. 35134 OF 2024

Drushti Developers and Others ... Applicants

Vs.

Arun Vishwanath Kshirsagar ... Respondent

WITH
INTERIM APPLICATION NO. 15845 OF 2024
WITH
INTERIM APPLICATION NO. 15847 OF 2024
IN
SECOND APPEAL (ST) NO. 35134 OF 2024

Drushti Developers and Others ... Applicants

Vs.

Narhari Bhau Chilwante ... Respondent

Ms. Kshema Mahuli a/w. Mr. Anshuman Deshmukh for the
Applicant.

CORAM : GAURI GODSE, J.

DATE : 3rd FEBRUARY 2025

ORDER :

1. Learned counsel for the appellants on instructions submits that all the flats have already been disposed of by the appellants. Hence, appellants are unable to comply with the impugned order.

2. She submits that within two weeks the appellants will file a disclosure affidavit stating the particulars of the assets of the appellants and particulars of the flats already disposed of with the details of the registered agreement. Appellants are permitted to file affidavit in this court within two weeks.

3. Learned counsel for the appellants on instructions submits that the appellants shall deposit an amount of Rs.34,00,000/- (Rs.20,00,000/- + Rs.14,00,000/-) within six weeks from today. Statement made on behalf of the appellants are accepted as undertaking to this court. The appellants are permitted to deposit the amount in this court.

4. Learned counsel for the appellants submits that the next date in the execution proceeding is scheduled for tomorrow. Subject to the appellants complying with the aforesaid statements, no coercive action to be taken against the appellants for execution of the impugned order.

5. List the appeal on 24th February 2025 for recording compliance of filing of affidavit as recorded above. To be listed High on Board under the caption for "Admission".

[GAURI GODSE, J.]