

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

IN ITS COMMERCIAL DIVISION

COURT RECEIVER'S REPORT NO. 517 OF 2024

IN

COMMERCIAL EXECUTION APPLICATION (L) NO.16273 OF 2023

Cherag Shah

... Applicant

Versus

Harshawardhan Hanmant Sabale

... Respondent

WITH

COURT RECEIVER'S REPORT NO. 112 OF 2025

COURT RECEIVER'S REPORT NO. 104 OF 2025

COURT RECEIVER'S REPORT NO. 174 OF 2024

INTERIM APPLICATION NO. 3229 OF 2024

IN

COMMERCIAL EXECUTION APPLICATION (L) NO.16273 OF 2023

WITH

INTERIM APPLICATION NO. 3320 OF 2025

SHOW CAUSE NOTICE (L) NO. 26194 OF 2024

IN

INTERIM APPLICATION NO. 3229 OF 2024

WITH

COMMERCIAL EXECUTION APPLICATION (L) NO.16273 OF 2023

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Ms. Mithila Damle alongwith Mr. Rehaan Shaikh, Advocate for the Applicant.

Mr. Anurag Mishra instructed by Mr. Suraj Naik, Advocate for the Applicant in IA-3320-2025.

Mr. Swayam Chopda, OSD, the Court Receiver, High Court, Bombay.

Mr. Parichehr Zaiwalla alongwith Mr. Ankit Upadhyay instructed by BLAC & Co., Advocate for the Reserve Bank of India in IA-3229-2024.

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CORAM : ABHAY AHUJA, J.

DATE : 17 SEPTEMBER 2025

P.C. :

1. When the matter is called out, although the Court Receiver's reports are listed for hearing in addition to the other matters, when the matter is called out, Ms. Damle, learned Counsel, appears for the Execution Applicant and submits that due to reasons beyond her control, neither costs have been paid nor objections could be removed and that therefore, this Court may grant some indulgence.

2. Ms. Damle submits that despite several communications to the erstwhile Advocates, the papers are not yet forthcoming and therefore, seeks four weeks' time to pay the costs and obtain registered number.

3. Mr. Mishra, learned Counsel, appears for the Applicant in Interim Application No. 3320 of 2025 and submits that the said Applicant's Application before the NCLT has been dismissed on 14th August 2025 and tenders across the bar order of the NCLT in this regard.

4. Be that as it may, subject to payment of costs as directed by order dated 11th September 2025 and removal of office objections and obtention of registered number within a period of four weeks, list on 13th November 2025.

5. It is made clear that if costs are not paid and objections are not removed, the Execution Application and consequently, the Interim Applications to stand dismissed without further reference to this Court.

(ABHAY AHUJA, J.)