

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

INTERIM APPLICATION NO. 906/2025

IN

COMMERCIAL EXECUTION APPLICATION NO. 36/2022

THE COSMOS CO-OPERATIVE BANK LTD. APPLICANT

IN THE MATTER BETWEEN

THE COSMOS CO-OPERATIVE BANK LTD. CLAIMANT

VS

M/S SWASTIK TRANSPORT AND ORS. RESPONDENTS

Adv. Shivani Bhatia i/b. C.K.Legal for the Applicant/Claimant.

Adv. Sidhanth Samantanay i/b. T. N. Tripathi & Co. for the Respondents.

CORAM : RAJESH S. PATIL, J.

DATE : 24 MARCH, 2026

P.C. :-

1) This interim application has been filed by the decree holder for amendment to Execution Application for inclusion of the immoveable properties referred in para no.8 belonging to the respondent no.4 in Schedule - I.

2) Mr. Samantanay, learned counsel appearing for the judgment debtors has submitted on instructions that the interim

application is for the inclusion of the immoveable properties. Therefore, keeping all contentions of both the parties open, the same can be allowed without prejudice to the rights and contentions of the judgment debtors.

- 3) **Interim application is allowed** in terms of **prayer clauses (b) and (c)** keeping all contentions open of both the parties.
- 4) Amendment to be carried out within a period of two weeks from today.
- 5) Re-verification is dispensed with.

[RAJESH S. PATIL, J.]