

Kavita S.J.

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**CHAMBER SUMMONS NO.81 OF 2018
IN
EXECUTION APPLICATION NO.1859 OF 2018
IN
ARBITRATION NO.4 OF 2016**

L & T Finance Ltd.,

... Plaintiff

Versus

Precision Engineers & Fabricators Pvt. Ltd. & Ors., ...Defendants

Ms. Rahila Memon a/w Ms. Nehal Deshmukh i/b S.I. Joshi & Co., for
the Applicant/Claimant.

CORAM : R.I. CHAGLA, J.

DATED : 18TH FEBRUARY, 2025.

ORDER :

1. The learned Counsel appearing for the Applicant/Original Plaintiff has sought for issuance of the Precept under Section 46 of the Code of Civil Procedure, 1908 (“CPC”) for attaching the properties belonging to the Defendants which are situated in Kolkata and not within the jurisdiction of this Court.

These properties were disclosed by the Defendants and reference to

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which have been made in the Affidavit dated 22nd July, 2024 filed on behalf of the Plaintiff. In Paragraph 5 of the said Affidavit, the properties have been listed which are four in number and all are situated in Kolkata.

2. Accordingly, issue Precept under Section 46 of the CPC for attaching the properties belonging to the Defendants listed in Paragraph 5 of the Affidavit dated 22nd July, 2024 and disclosed by the Defendants vide Order 21 Rule 41 of the CPC which properties are not within the jurisdiction of this Court.

3. The Chamber Summons shall be placed for further consideration on 17th March, 2025.

[R.I. CHAGLA, J.]