

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. Nehal Deshmukh i/b S.I. Joshi & Co., for the Applicant/Claimant.

CORAM : R.I. CHAGLA, J.

DATED : 17TH MARCH, 2025.

ORDER :

1. Matter on board, mentioned out of turn.
2. By praecipe bearing today's date, the learned Advocate for the Plaintiffs has sought for speaking to the minutes of Order dated 18th February, 2025.
3. In the fourth line of Paragraph 1, the word "*Defendants*" is required to be corrected as "*Defendant No.2*". Further in 6th line

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of Paragraph 1, where the words “***These properties were disclosed by the Defendants***” is required to be corrected as “***These properties have been searched by the Applicant – Bank***”. In the second line of Paragraph 2, the words “***the properties belonging to the Defendants***” is required to be corrected as “***the properties belonging to the Defendant No.2***”.

4. The said Order dated 18th February, 2025 is corrected accordingly.

5. By the said Order dated 18th February, 2025 Precept under Section 46 of the CPC was directed to be issued to the properties belonging to the Defendants which shall now read as “***Defendant No.2***” and accordingly, returnable date of issuance of Precept is required to be extended, as it expires today.

6. In view thereof, the office shall issue Precept under Section 46 of the CPC in respect of the properties belonging to Defendant No.2 listed in Paragraph 5 of the Affidavit dated 22nd July, 2024 and disclosed by Defendants vide Order 21 Rule 41 of the CPC, which properties are not within the jurisdiction of this Court, returnable on 15th April, 2025.

7. The Chamber Summons shall be placed on 15th April, 2025 for further consideration.

[R.I. CHAGLA, J.]