

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

**INTERIM APPLICATION (L) NO.1955 OF 2025
IN
EXECUTION APPLICATION NO.1757 OF 2022**

NIMISHA J. MADHVANI)...APPLICANT

V/s.

NITIN J. MADHVANI AND OTHERS)...RESPONDENTS

Mr.Nikhil Sakhardande, Senior Advocate a/w. Mr.Pheroze Mehta and Mr.Kaushal Parsekar i/by Desai Desai Carrimjee and Mulla, Advocate for the Applicant/Decree Holder.

Mr.Srinivas Chatti a/w. Mr.Ved Thakur i/by Cyril Amarchand Mangaldas, Advocate for the Respondent no.1.

CORAM : ABHAY AHUJA, J.

DATE : 12th JUNE 2025

PC. :

1. When the matter is called out, Mr.Srinivas Chatti, learned Counsel appearing for the Respondent no.1 submits that he has instructions to consent to prayer clause (c) of the Interim Application No.1955 of 2025 provided the said amount comes out of the 1st Respondent's share in the monies lying with the Prothonotary & Senior Master of this Court. Statement is accepted. As regards prayer clause (a), learned Counsel submits that he is awaiting instructions from his client, who is presently travelling. Mr.Chatti submits that, therefore, some time be granted to take instructions in the matter.

2. Mr.Nikhil Sakhardande, learned Senior Counsel, appearing for the Applicant submits that although he has no objection if some time is granted as regards prayer clause (a), however, since the Respondent no.1 is consenting to prayer clause (c), this Court may pass appropriate orders.

3. Having heard the learned Counsel and the learned Senior Counsel and having considered the submissions, the following order is passed :

ORDER

- (i) The Interim Application stands allowed in terms of prayer clause (c) provided the amount is reimbursed from the share of the Respondent no.1 lying with the Prothonotary & Senior Master of this Court. The Prothonotary & Senior Master to act accordingly.
- (ii) For consideration of prayer clause (a), list on **10th July 2025**.

4. It is observed that the Interim Application is still on lodging number. Let the office objections positively be removed and registered number obtained within a period of two weeks.

(ABHAY AHUJA, J.)