

Shephali

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION NO. 2157 OF 2021
WITH
COURT RECEIVER'S REPORT NO. 261 OF 2023
IN
WRIT PETITION NO. 2157 OF 2021
WITH
INTERIM APPLICATION (L) NO. 21669 OF 2023
IN
WRIT PETITION NO. 2157 OF 2021**

Kapilkunj CHSL ...Petitioner
Versus
State of Maharashtra & Ors ...Respondents

**WITH
WRIT PETITION (L) NO. 17385 OF 2023**

Sakshi Shankar Shinde ...Petitioner
Versus
The Slum Rehabilitation Authority ...Respondent

**WITH
WRIT PETITION NO. 3573 OF 2023
WITH
INTERIM APPLICATION NO. 2846 OF 2023**

SHEPHALI
SANJAY
MORMARE

Digitally signed by
SHEPHALI SANJAY
MORMARE
Date: 2023.12.08
11:47:07 +0530

IN

WRIT PETITION NO. 3573 OF 2023

Vipul Mukundbhai Gandhi ...Petitioner
Versus
The Joint Charity Commissioner ...Respondent

WITH

WRIT PETITION NO. 2552 OF 2023

Laxmi Manoj Jagirdar ...Petitioner
Versus
State of Maharashtra ...Respondent

WITH

WRIT PETITION (L) NO. 21997 OF 2023

Dilip Shantaram Bendal ...Petitioner
Versus
Shreenath Corporation ...Respondent

WITH

WRIT PETITION (L) NO. 21998 OF 2023

Shreenath Darshan CHSL (Proposed) ...Petitioner
Versus
Shreenath Build Grand Pvt Ltd ...Respondent

WITH

WRIT PETITION (L) NO. 22006 OF 2023

Himanshu Rajnikant Mehta ...Petitioner
Versus

Shreenath Odhav Developers ...Respondent

WITH

WRIT PETITION NO. 2543 OF 2023

Rajesh Madhukar Chavan ...Petitioner

Versus

State of Maharashtra & Ors ...Respondents

WITH

WRIT PETITION (L) NO. 7680 OF 2023

Santosh Pandurang Sable ...Petitioner

Versus

The Municipal Corporation of Greater Bombay ...Respondent

WITH

WRIT PETITION (L) NO. 20339 OF 2023

Manishashirish Kale ...Petitioner

Versus

The State of Maharashtra ...Respondent

WITH

WRIT PETITION (L) NO. 21811 OF 2023

Venubai Dagdu Bhor ...Petitioner

Versus

State of Maharashtra ...Respondent

WITH

INTERIM APPLICATION NO. 2846 OF 2023

IN
WRIT PETITION NO. 3573 OF 2023

Umesh Purshottam Parekh ...Petitioner
Versus
Vipul Mukundbhai Gandhi & Ors ...Respondents

Mr SK Dhekale, Court Receiver, is present.

**CORAM G.S. Patel &
Kamal Khata, JJ.**
DATED: 8th December 2023

PC:-

1. The matter is taken out of turn at the instance of the Court Receiver.

2. The Court Receiver points out that pursuant to our last order dated 29th November 2023, the Court Receiver took symbolic possession on 5th December 2023 of the site office in question at Survey No 256 E, CTS No. 5348 (C) at Ghatkopar Kirol, Joshi Lane, Mumbai 400 077. Paragraph 5 of the Report says that the Court Receiver visited the site. He and his team found a container office. They met a security guard of the construction company, Omkar Construction.

3. At about 1.15 pm Niraj Ved, whom we have referenced in the previous order, came to the site along with Mr Deshpande, Advocate. The Court Receiver explained the purpose of its visit. Mr

Ved said that he was ready to give symbolic possession. The Court Receiver took symbolic possession.

4. Today the Court Receiver reports that the two possession boards, one on the front gate of the site office and another at the rear of the site office have been removed by the driver of Niraj Ved. The Court Receiver's officers are present on site.

5. We take this seriously. We will take up the matter again at 2.30 pm. In the meantime the Court Receiver's official will re-affix the Court Receiver's Boards at both locations. Mr Ved is put to notice that if there is any attempt by him or his staff to remove the boards we will proceed in contempt against him and anybody else.

6. The police authorities at the Ghatkopar Chirag Nagar police station are directed to render all assistance to the Court Receiver's staff.

7. All concerned will act on production an authenticated/ordinary copy of this order.

8. The Court Receiver's representative on site is to be orally informed by the Court Receiver who is in Court today to proceed to re-affix the boards immediately.

(Kamal Khata, J)

(G. S. Patel, J)