

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

**CHAMBER SUMMONS NO. 1130 OF 2018
IN
COMMERCIAL SUIT NO. 1341 OF 2018
AND
CHAMBER SUMMONS NO.1898 OF 2018**

Disha Constructions ..Applicant

Versus

Lok Constructions & ors. ..Respondents

**WITH
COMAP (L) NO. 41434 OF 2025
IN
CHSCD NO. 1130 OF 2018
WITH
IA(L) NO. 3407 OF 2026
WITH
IA NO. 1906 OF 2026
WITH
CHSCD NO. 5 OF 2019
IN
COMEX NO. 1341 OF 2018**

Mr. Karl Tamboly (Through VC) a/w. Ms. Neuty Thakkar, Ms. Sneha Mahawar, Mr. Yash Sheth i/b. Mr. Tushar Goradia, Advocates, for the Decree Holder

Mr. Manish N. Bijutkar, Advocate, for Respondent No. 2

Mr. Gauraj Shah i/b. Mr. Tejas Shah in IA(L) No. 3407 of 2026

Mr. M. M. Merchant, Advocate, for the Applicant in IA No.1906 of 2026

Mr. Rubin Vakil a/w. Mr. Manish Doshi, Ms. Anjali Ajmera i/b. Vimadalal & Co., Advocates, for Respondent Nos. 5A to 5E

Mr. B. V. Baravkar, Court Receiver along with Mr. Swayam S. Chopda, O.S.D., Court Receiver present

Ms. Shraddha Gandhi present

CORAM : RAJESH S. PATIL, J.

DATE : 30.04.2026

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1. Learned Counsel for the Decree Holder submits that settlement talks have failed. Hence, this Court should proceed further with the execution and the Court Receiver may be directed to take steps to take possession of “Swadin, Bungalow No.7”.

2. I have heard Counsel for the parties. In view of the settlement talks having failed, the Court Receiver is hereby directed to move forward and take possession of “Swadin, Bungalow No.7, Golden Acres CHS Limited, Ruia Park, Juhu, Mumbai – 400 049”.

2.1 The Court Receiver agrees that possession of the said “Swadin, Bungalow No.7” will be taken by the representative of the Court Receiver on **04.05.2026** at **11.00 a. m.**. Statement accepted.

2.2 The Senior Police Inspector, Juhu Police Station, Mumbai is hereby directed to give police assistance to the Court Receiver’s Representative in order to take possession of the “Swadin, Bungalow No. 7, Golden Acres CHS Limited, Ruia Park, Juhu, Mumbai – 400 049” including lady police staff and in case, the said Swadin, Bungalow No. 7 is found locked, the Court Receiver is free to break open the lock of the said Bungalow, take forcible possession, prepare inventory and

submit the same to this Court by 05.05.2026.

3. A lady identifying herself as Ms. Shraddha Gandhi has appeared in this Court today.

4. Stand over to **05.05.2026**.

5. Earlier order to continue till the next date of hearing.

6. All concerned to act on the authenticated copy of this order.

(RAJESH S. PATIL, J.)