

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

**INTERIM APPLICATION (L) NO.18994 OF 2023
IN
COMPANY APPLICATION NO. 72 OF 2018**

Mantri City Sada Residents Welfare Society. ...Applicant

V/s.

Maharashtra Savings & Anr. ...Respondents.

**WITH
INTERIM APPLICATION (L) NO.5794 OF 2021
IN
COMPANY APPLICATION NO. 72 OF 2018**

Atul Agrawal. ...Applicant

V/s.

**Mantri City Sada Residents
Welfare Society & Ors. ...Respondents.**

Ms. Naira Jeejeebhoy, Ms. Ragini Singh, Mr. Tanish Bhandari, Mr. Prayag Jain, i/b. Ragini Singh & Associates, Advocate for applicant in IAL/18994/2023.

Mr. Shrinivas Bobde a/w. Ms. Ekta Dalvi, Ms. Kavita Dhanuka i/b. Mr. Jitendra Shah, Advocate for the applicant in IAL/5794/2021.

Mr. Rushabh Sheth, Advocate for OL.

Mr. Chetan Shelke, Asstt. OL.

**CORAM : ABHAY AHUJA, J.
DATE : 19th JULY, 2024**

PC. :

1. Pursuant to the Order dated 21 June 2024, when the matter is called out, this Court is informed that the process of verification of the payments has made little progress as records with respect to the applicant society are bulky and are lying in Gwalior.

2. Ms. Jeejeebhoy suggests that if the representative of the Official Liquidator's office can visit Gwalior for the purposes of verification, the time taken to verify the payments as well as the originals of the agreements can be reduced. Mr. Sheth appearing for the Official Liquidator seeks some time to take instructions.

3. This Court is further informed that the notice to the Special Area Development Authority(**SADA**), Gwalior, Madhya Pradesh has been erroneously sent to the applicant Society. Perusal of the service report dated 18 July 2024 does indicate what the learned Counsel are submitting before this Court. Instead of the notice being sent to the SADA, it has been sent to the applicant society.

4. The Registry is directed to once again send the notice as directed in Order dated 21 June 2024 to the Special Area Development Authority, Gwalior(**SADA**), Madhya Pradesh at Madhavrao Counter Magnet, Shitala Sahay Administrative Building, National Capital Region, Saujana Tighra, Gwalior (Madhya Pradesh), 474001 in terms

of the paragraph-3 of the Order dated 19 April 2024. Let a High Ranking Official of SADA remain present before this Court on the next date of hearing.

5. Mr. Bobde, Learned Counsel appearing for the proposed Developer who is one Atul Agrawal, who has also filed Intervention Application (L) No. 5794 of 2021 submits that the said Mr. Agrawal is keen to take over the development of the project, however, he would need to be involved in the discussions with the applicant-Society, SADA as well as Official Liquidator.

6. While the discussions to develop and complete the project can go on, on a without prejudice basis, list this matter on **2 August 2024** on the “**Supplementary Board**”.

7. Let the notice to SADA also be served by Hamdast by the applicant and appropriate affidavit of service be filed in this regard.

(ABHAY AHUJA, J.)