

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

INTERIM APPLICATION NO. 2717 OF 2022
IN
EXECUTION APPLICATION NO. 561 OF 2014

TWIN EARTH PVT. LTD.)...APPLICANT

V/s.

RAJIV OM PRAKASH BHARGAVA)...RESPONDENT

WITH
IN PERSON APPLICATION (L) NO. 6235 OF 2024
IN
INTERIM APPLICATION NO. 2717 OF 2022
WITH
SHOW CAUSE NOTICE NO. 33 OF 2020
IN
EXECUTION APPLICATION NO. 561 OF 2014

Mr.Vikrant Shetty and Mr.Kush Shah i/by Dhruve Liladhar and Co.,
Advocate for the Applicant.

Mr.Rajiv Bhargava, Respondent present in person in Court.

CORAM : ABHAY AHUJA, J.

DATE : 3rd OCTOBER 2024

PC. :

1. This matter was kept back in the morning session as this Court had requested the learned Prothonotary and Senior Master to remain present to explain as to why the application by the Respondent to appear as party-in-person had not been decided nor any status had been placed before this Court.

2. When the matter is called out in the afternoon session, this Court is informed by the learned Associate of this Court that infact there is a report of the Prothonotary and Senior Master and also an opinion of the Committee dated 26th August 2024 which was lying in another file, and therefore, could not be placed before this Court in the morning session.

3. This Court had accordingly requested the Prothonotary and Senior Master not to trouble himself to remain present in this Court in the afternoon session.

4. A perusal of the report of the Committee dated 26th August 2024 made pursuant to an application made by the Respondent to appear as party-in-person indicates that the Committee has after ascertaining the over all capability of the Respondent opined that it would not be proper to grant him permission to appear as party-in-person as he is not in a position to assist the Court.

5. Having seen the opinion of the Committee, this Court is of the view that legal aid be provided to the Respondent. The Maharashtra Legal Aid Services Authority is directed to appoint an Advocate for the

Respondent within a period of two weeks to duly assist this Court in this matter on behalf of the Respondent. Let the Legal Aid Services Authority contact the Respondent on his mobile no. 91585 67480 and / or on the address in the cause title.

6. Let the Respondent appropriately instruct the Advocate appointed by the Legal Aid Services Authority. Let the papers and proceedings of this matter along with recent orders be furnished to the Advocate appointed by the Legal Aid Services Authority.

7. Let a reply be filed by 28th November 2024 with a copy to the other side. Rejoinder, by 5th December 2024, with a copy to the other side.

8. Accordingly, list on **5th December 2024**.

(ABHAY AHUJA, J.)