

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
INTERIM APPLICATION (LODGING) NO. 7007 OF 2022**

IN

COMMERCIAL EXECUTION APPLICATION (LODGING) NO. 7001 OF 2022

Pramila Ramesh Gada and others ... Applicants

vs.

Versatile Buildcon Private Limited and others ... Respondents

Mr. Shanay Shah a/w. Ms. Bhavini Chheda, i/by. Harakhchand & Co. for applicants.

CORAM : MANISH PITALE, J

DATE : 7th JUNE, 2023

P.C. :

. Heard learned counsel for the applicants. The applicants are pressing for interim reliefs on the basis that the respondents have violated specific stipulations in the consent terms on the basis of which, the suit was decreed on 05.05.2021. It is highlighted that as per the consent terms, upon failure of the respondents to pay the compensation amount, the Court Receiver of this Court would stand appointed for taking necessary action in the matter, which was also specified in the consent terms.

2. It is stated that the respondents were sought to be served in March, 2022. But, the registered post A.D. was returned and thereafter, the respondents were served in April, 2022 by way of an e-mail.

3. This Court is of the opinion that it would be appropriate for the applicants to serve the respondents afresh and place affidavit of service on record.

4. Issue notice, returnable on 13.07.2023. Additionally, the applicants are permitted to serve the respondents by private service and place on record affidavit of service before the next date of listing.

5. This Court shall consider granting ad-interim reliefs on the next date of listing.

(MANISH PITALE, J)

Priya Kambli