

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

INTERIM APPLICATION NO. 1458 OF 2023
IN
COMMERCIAL ARBITRATION PETITION NO. 1301 OF 2018

Bharat Udyog Ltd.

...Applicant/Petitioner

Versus

Maharashtra Industrial Development
Corporation & Ors.

...Respondents

- Mr. Gautam Ankhad, Mr. Anil D'Souza, Mr. Nikhil Patil i/by P.M. Jadhav, for Applicant/Petitioner.
- Mr. Ashish Gabhale and Ms. Netra Jagtap i/by Jay & Co., for Respondent - MIDC.
- Mr. Nikhil Wadekar, Mr. Niranjana Kandade i/by Nandu Pawar, for Navjeevan Co-operative Bank

CORAM : MANISH PITALE, J

DATE : 10th APRIL, 2023.

P. C. :

1. The Respondents have taken out this application seeking permission to withdraw the amount deposited by the Petitioner - Corporation projecting extreme urgency in the matter, although the petition is listed for hearing on 28th April, 2023.

2. The Respondents had added the concerned Bank as party, which is ready to file an affidavit to the effect that if the Respondents are permitted to withdraw the amounts to satisfy the dues of the Bank, in case the situation arises, the Bank would bring back the amount before this Court.

3. The learned Counsel appearing for the Petitioner – Corporation seeks time to file reply affidavit to the present application.

4. List the application along with the petition for further consideration on **28th April, 2023**. In the meanwhile, the Petitioner – Corporation and the concerned Bank may file their reply affidavits, within two weeks from today.

5. The Petitioner – Corporation is also granted extension of time by one week to place on record written notes of arguments.

6. It is clarified that if for some reason on the next date of listing the petition itself is not heard, the present application would be taken up for hearing and orders.

(MANISH PITALE, J.)