



2018:BHC-OS:2678

Date : 26th July, 2018

Re : 1) Sanket Dilip Mestry

2) Dilip Bhagwan Mestry

Insolvency No. 8 of 2017

Date of Insolvency... 04-05-1999

Date of Petition... 10-04-2017

Date of Adjudication..20-02-2018

Present.

Mr. Anil Agarwal, along with Pooja Rathod & Ankit Agarwal, Advocate for Petitioning Creditor.

Mr. Manish R. Bhalala, Authorised Signator, Representative of Petitioning Creditor.

Dilip Bhagwan Mestry: Insolvent No. 2 Present.

Insolvent No. 1: Absent

Dilip Bhagwan Mestry, Insolvent No.1 on further solemn affirmation:-

Interpreted by Ms. Rachna Pramod Devdhar, Junior Translator Interpreter

since Insolvent does not know English very well, states as under :-

My name is Dilip Bhagwan Mestry. I say that I am not known by any other alias name.

I say that I am 69 years old. My date of birth is 04/06/1949.

I say that I am aware that vide Order dated 20th February, 2018, I have been adjudged as Insolvent, which was passed in the Insolvency Petition No. 8 of 2017 filed by my Creditor.

I say that this is my first Insolvency. I say that I was born in Virar, Bolinj and at present I am staying in Indore with my Son who is Insolvent No. 1 and my mother. I say that I am staying in Indore at 303, Morya Centre, Basketball



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Compund, Race Course Road, Indore – 452001. This premises is owned by me. I further state that the said house and the flat at Dahisar, both premises are mortgaged with M/s. Intec Capital, Delhi, for the loan of approximately 4 crores taken by me. However, out of the said loan amount, at present, only approximately one crore remains to be paid.

The said flat is situated in the building of ground+3 storeys. Though, I have purchased the flat, however, neither Society nor any condominium is formed yet.

(By consent of the parties an appointment is fixed on 09th August, 2018, at 11:00 a.m. for Inventory and for taking formal possession of the aforesaid premises. Insolvent No. 2 agrees to co-operate to formal possession being handed over and the said Inventory being allowed in the said premises on the aforesaid date and time.)

(It is agreed by and between in the parties that no fresh notice is required to be sent for the same)

(Insolvent is directed not to transfer or the any third party rights in respect of the above premises.)

(Requisition accordingly)

I say that I am married in the year 1997. The name of my wife is Ranjana D. Mestry. I say that I am having only one son i.e. Insolvent No. 1 Sanket D. Mestry. I say that my native place is Bolinj, Virar. I am having old



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ancestral house at Bolinj, Virar. The said house is joint ancestral Property and at present, some third party is occupying. The same family members are of the said party now staying at different places.

I say that, I was having Flat No. 502, 5th Floor, Building No. 5, Rustomjee Evershine Global City, village : Dongre (Narangi), Virar(East). However, I have disposed of the said property, long back. i.e. approximately 7 years back. The Shop premises No. 301, Dattani Trade Centre, Chandavarkar Road, Borivali West, Mumbai, 400092. Shop premises belongs to “Prompt Business Service Pvt. Ltd.” in which my wife is one of the Directors with Mr. Kulkarni. The said premises is not owned by me.

I am having a Bank A/c, with Corporation Bank, Indore, Pritampur Branch, however, I don't remember the A/c. No, for last one year, I have not done any transactions through the said Bank A/c.

Due to paucity of time, today's Private Examination stands over to **16th August, 2018 at 12:00 noon.**

1st Asstt. to Official Assignee