



2018:BHC-OS:2678

Date: 11th July 2022

Re : 1) Sanket Dilip Mestry

2) Dilip Bhagwan Mestry

Insolvency Petition No. 8 of 2017

Date of Insolvency... 04-05-1999

Date of Petition... 10-04-2017

Date of Adjudication.. 20-02-2018

Present:

Shri Anil Agarwal a/w. Smt. Chhaya More and Ms. Sonal Deulkar,

Advocate for the Petitioning Creditor

Shri A.P. Bagwe, Advocate for the Insolvents

Insolvent No. 1: Exempted

Insolvent No. 2: Absent

No other appearance

This is an adjourned meeting fixed for the private examination of the Insolvents touching their estate and affairs.

Shri Bagwe, Ld. Advocate appearing for the Insolvents states that the Insolvent No. 2 Dilip Mestry is held up in the traffic and requested the Official Assignee to proceed in the matter.

Shri Anil Agarwal, Ld. Advocate for the Petitioning Creditor consented the same.

In the meeting held on 25th April, 2022 directions was passed to deposit the original title deed of agricultural plot 278/6 at Shirpur, Village Dahiwad, Taluka Shirpur, Dist. Dhule and address of Mr. Amol Patil where cultivating the crops



on the said plots. In this regard Shri Bagwe, Ld. Advocate for the Insolvents today address a letter stating therein that Shri Amol Patil is at present not cultivating the said plot and he gives address which are as follows:

Shri Amol Patil
Village: Dahivad, Taluka: Shirpur,
Dist.: Dhule

The said address is prima facie insufficient. Hence, Office is directed to issue letter to Shri Amol Patil through the Talathi or Gram Sevak of Village Dahiwad, Taluka Shirpur, Dist. Dhule asking the compensation for cultivating of the land and deposit the same with the Office of the Official Assignee.

As regards of the original title deed of the said land, Shri Bagwe, Ld. Advocate for the Insolvent upon instruction state in his letter that, the Sale Deed might be lying in the residence of the Insolvents situated at Dahisar which is at present in possession of the Official Assignee. In this regard the Insolvent No. 2 is directed to apply and obtain for the certified copy of the said land record 7/12 extract for the concerned Government Officer within 3 weeks from today.

Shri Agarwal, Ld. Advocate for the Petitioning Creditor states that the said Plot No. 276/6 is free from any encumbrance and the said is in possession of the Official Assignee and request to sell the plot and realize the money for the use of the creditors. Shri Bagwe, Ld. Advocate for the Insolvents consent to the same.

**Per 1st Asstt. To O.A.:**

In view of the above, today's meeting stands adjourned to **13th September 2022 at 12.00 noon.**

Registry is directed to take necessary steps for sale of the said plot of land. It is also relieved from the record that, the portion of the said plot of land is acquired by National Highway Authorities of India (NHAI) for road widening.

Registry is also directed to write letter to the concerned authorities for compensation of the said plot.

At 2.30 p.m. Insolvent No. 2 Dilip Mestry appeared before me and apprised date and time of the meeting.

S.R. Patil
1st Asstt. to Official Assignee