

Atul

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
CHAMBER SUMMONS NO. 749 OF 2015
IN
EXECUTION APPLICATION NO. 1243 OF 2015
IN
ARBITRATION NO. 1207 OF 2013**

L&T Finance Ltd ...Applicant
Versus
Rakesh Kaluram Mhatre & Kaluram Dharma ...Respondents

Mr Pramod Bhosle, a/w Ms Disha Karambar-Mulgaonkar, Ms Priya Rita, Ms Puja Surashe, i/b Disha Karambar & Associates, for the Applicant/Claimant.

**CORAM: G.S. PATEL, J
DATED: 24th May 2017**

PC:-

1. This is a Chamber Summons in an Execution Application.
2. The Chamber Summons has been served on the Respondents. Affidavits of Service to be filed on or before 9th June 2017, if not already filed. The Applicants seeks an order of disclosure to proceed in execution.

3. There will, therefore, be an order in terms of prayer clauses (b) and (g) of the Chamber Summons, which read as follows:

"(b) that the Respondents above named be required by an order of this Hon'ble Court to file their Affidavit stating particulars etc., as provided under Order 21 Rule 41 of the Code of Civil Procedure, 1908 since the Decree/Award dated 3rd September 2014 passed by the learned Arbitral Tribunal has remained unsatisfied for more than 30 days from the date of its passing;

(g) that the Respondents be directed to disclose their means on affidavit for satisfying the decree of the Petitioners under execution as per Section 51 of the Code of Civil Procedure;"

4. Applicants' Advocates to serve an authenticated copy of this order on the Respondents. In any case, the Respondents are put to notice that failure to comply with this order and to make the necessary disclosures may result in the issuance of warrants, bailable or non-bailable, against them to ensure compliance.

5. List the Chamber summons on 26th July 2017.

(G. S. PATEL, J.)