

Shephali

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COMPANY APPLICATION NO. 72 OF 2018
IN
COMPANY PETITION NO. 947 OF 2014**

Mantri City Sada Residents Welfare Society	...Petitioner
<i>Versus</i>	
Mantri Realty Limited	...Respondent

Mr Sanskar Marathe, for the Applicant.
Mr Rahul Mahajan, for the Respondent.
Mr Wasim Ansari, for SADA.
Mr H Dhoklawala, for the Official Liquidator.

CORAM: G.S. PATEL, J
DATED: 25th July 2018

PC:-

1. An officer is present from the Special Area Development Authority (“SADA”) in Gwalior. Mr Ansari appears for SADA.
2. The authority has prepared an Affidavit of one Navalsing Rajput affirmed on 22nd July 2018. SADA has prepared its own scheme. There is a requirement of about Rs.7.15 crores including supervision charges for the completion of this scheme. The scheme does not cover the entire area leased but only about 25 acres which is sufficient for the purposes of the association of residents. An

estimated report of balance work prepared by SADA in Gwalior is produced.

3. The scheme is acceptable to the Mantri City SADA Residents Welfare Society. There is a claim yet made by a company represented by Mr Soman. His clients claim that about Rs. 8 crores have been paid to Mantri Realty Limited. The Applicants claim to be willing to join the association. The association wants nothing to do with them. This is a separate litigation that will have to be fought independently. Only on account of this claim, the development and scheme proposed by SADA and accepted by the Welfare Association cannot be possibly be held up. There are very many interests involved including that of Special Area Development Authority itself.

4. The proposal of SADA is accepted. The amount required, which I am rounding off to Rs.7.15 crores, will be deposited with the Official Liquidator in three equal instalments payable at two-monthly intervals, i.e., over six months. Registration of individual agreements will take place only after the entire amount is deposited.

5. List the matter after 12 weeks for a progress report. The representative of SADA is not required to be personally present. If any officers are required to attend court, sufficient advance notice will be given.

(G. S. PATEL, J)