

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

**INTERIM APPLICATION (L) NO. 18994 OF 2023  
IN  
COMPANY APPLICATION NO.72 OF 2018**

**Mantri City Sada Residents  
Welfare Society Through its President** ...Applicant

**In the matter of :**

**Maharashtra Savings** ...Petitioner

**V/s.**

**Mantri Realty Limited  
Through its Liquidator** ...Respondent

Mrs. Naira Jeejeebhoy a/w Ms. Ragini Singh, Mr. Prayag Jain, Mr. Tanish Bhandari i/b Ragini Singh and Associates, Advocates for the Applicant.

Mr. Sanath Bhojane i/b Renata Partners, Advocate for the Official Liquidator.

**CORAM : ABHAY AHUJA, J.  
DATE : 16<sup>th</sup> FEBRUARY, 2024**

**PC. :**

1. Mr. Bhojane, learned Counsel appears for the Official Liquidator and submits that the Official Liquidator's office has misplaced the brief and requests that the learned Counsel for the Applicant supply a copy.

2. Let a copy of the application be supplied to the learned Counsel for the Official Liquidator.

3. Ms. Jeejeebhoy, learned Counsel appears for the Applicant and submits that this application has been filed on behalf of the Residents Welfare Society, seeking execution of a deed by the Official Liquidator in favour of the individual allottee members of the society who had already paid the entire consideration in the Mantri City project in village Kulaith and Saujana, District Gwalior, Madhya Pradesh and for return of the amount of Rs. 1.05 Crs. deposited with the Official Liquidator by the Applicant-society. Attention of this Court is drawn to the order dated 22<sup>nd</sup> January, 2019, pursuant to which the amount of 1.05 Cr has been invested in a fixed deposit and not to be used or disbursed without further orders of this Court and Ms. Jeejeebhoy submits that therefore, this application.

4. In support of the application, Ms. Jeejeebhoy, learned Counsel for the Applicant also draws the attention of this Court to the list of beneficiaries and the amount that has been paid and the balance consideration that they are willing to pay. However, since Mr. Bhojane, learned Counsel for the Official Liquidator seeks some time to obtain the papers and to go through the brief, list on **22<sup>nd</sup> March, 2024**.

5. Let reply also be filed by the Official Liquidator by 8<sup>th</sup> March, 2024, with a copy to the other side. Rejoinder, if any, be filed by 22<sup>nd</sup> March, 2024, with a copy to the other side.

**(ABHAY AHUJA, J.)**