

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
[COMMERCIAL DIVISION]

INTERIM APPLICATION NO.467 OF 2021

IN

COMMERCIAL EXECUTION APPLICATION NO.1729 OF 2018

Manish K. Ajmera & Anr. .. Applicants

Vs.

Ketan T. Shah & Anr. .. Respondents

ALONG WITH

CONTEMPT PETITION (LODGING) NO.21680 OF 2021

IN

INTERIM APPLICATION NO.467 OF 2021

IN

COMMERCIAL EXECUTION APPLICATION NO.1729 OF 2018

Manish K. Ajmera & Anr. .. Petitioners–Claimants

Vs.

Ketan T. Shah & Anr. .. Respondents–Judg. Debtors

And

Vijay Kamal Properties Pvt. Ltd. .. Respondent

ALONG WITH

CHAMBER SUMMONS NO.3 OF 2021

IN

COMMERCIAL EXECUTION APPLICATION NO.1729 OF 2018

Manish K. Ajmera & Anr. .. Applicants

Vs.

Ketan T. Shah & Anr. .. Respondents

And

The Collector & Ors. .. Prop. Respondents

Mr. Anosh Sequeira, with Mr. Naresh Chheda and Ms. Sakina Electricwala,

i/by Mr. Sanjay Jain and Mr. Anosh Sequiera, with Mr. Naresh Chheda and Ms. Sakina Electricwala, i/by Taurus Legal, for the Applicants.

Mr. Rajiv Narula, i/by Jhangiani Narula & Associates, for Respondent Nos.1 and 2.

Ms. K.M. Rane, 1st Assistant to Court Receiver, with Mrs. S.V. Golatkar, Master (Admin.), Office of the Court Receiver, is present.

CORAM : A. K. MENON, J.

DATE : 28TH OCTOBER, 2021.

P.C. :

1. Mr. Narula states that the affidavit-of-disclosure, it appears, does not disclose status of various shares held by the respondent no.1-judgment debtor in various companies listed in Schedule-D (at pages 6D to 6F) to the Execution Application. He states that he will seek instructions as to whether the respondent no.1-judgment debtor continues to hold these shares. If yes, he will disclose the distinctive numbers of the shares in each of these companies. If these shares have been disposed, Mr. Narula submits that he will disclose particulars of those shares as to when the shares were disposed and at what price. In addition, the judgment-debtor's interest in the partnership firms listed in Sechedule-D, under heading IV, on pages 6H and 6I, along with his stake in each of the projects listed therein, shall also be disclosed in additional affidavit to be filed by 16th November 2021.

2. List the IA on 18th November 2021.

3. Meanwhile, at the request of Mr. Narula, time to file reply to the

Contempt Petition (Lodging) No.21680 of 2021 is extended upto 16th November 2021.

4. In addition, if there is any other shortfall in disclosure, Advocates for the claimants-judgment creditors shall inform Mr. Narula of the same within one week from today.

(A.K. MENON, J.)