



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

COMMERCIAL ARBITRATION PETITION NO. 559 OF 2017

Mulund Raviraj Co-operative Housing Society Ltd. ... Petitioner

Versus

Rupji Constructions and another ... Respondents

WITH

CHAMBER SUMMONS NO. 217 OF 2018

NOTICE OF MOTION NO. 688 OF 2018

CHAMBER SUMMONS NO. 234 OF 2019

CHAMBER SUMMONS NO. 45 OF 2019

CHAMBER SUMMONS NO. 350 OF 2019

CHAMBER SUMMONS (L) NO. 313 OF 2018

Mr. Anushk Sabnis for the Petitioner.

Mr. Amit Potnis for Respondent Nos.1 and 2.

Mr. Ketan Trivedi, Assistant Prothonotary and Senior Master, present.

CORAM : S.J. KATHAWALLA, J.

DATED : 23rd APRIL, 2019

P.C.:

1. The Prothonotary and Senior Master shall arrange to pay to the tenants an amount of Rs.9 Lacs towards rent for the month of December 2018, from the funds available with him in the account of Arbitration Petition No.559 of 2017.
2. The builder is directed to handover possession of Flat No.7 on the 8th and 9th Floors of Devratna Building, admeasuring 2002 sq.ft. alongwith four car parkings (2



podium + 2 open) to Mr. Ketan Trivedi, Assistant Prothonotary and Senior Master.

The claim of the builder, if any, shall be decided by the Court on merits at a later date.

3. Stand over to 2nd May, 2019.

(S.J.KATHAWALLA, J.)