



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

INTERIM APPLICATION NO. 3258 OF 2024
IN
EXECUTION APPLICATION (L) NO. 12722 OF 2024

Manisha Chandra
V/s.
Bhagwandas Ramchandra Battad

...Applicant
...Respondent

WITH
INTERIM APPLICATION (L) NO. 24871 OF 2024
IN
COMMERCIAL EXECUTION APPLICATION (L) NO. 12980 OF 2024
WITH
INTERIM APPLICATION (L) NO. 24875 OF 2024
IN
COMMERCIAL EXECUTION APPLICATION (L) NO. 11948 OF 2024
WITH
INTERIM APPLICATION (L) NO. 24876 OF 2024
IN
COMMERCIAL EXECUTION APPLICATION (L) NO. 12979 OF 2024
WITH
INTERIM APPLICATION (L) NO. 24877 OF 2024
IN
COMMERCIAL EXECUTION APPLICATION (L) NO. 16678 OF 2024

Mr. Rishabh Jadhav i/b Parinam Law Associates for the Applicants.
Mr. P. Kumar N. Jain, Ms. Manisha Chandwani for the Respondent.

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CORAM : ABHAY AHUJA, J.
DATE : 21st NOVEMBER, 2024

PC. :

1. This matter and the matters listed at serials no. 11 to 14 are connected.



2. On 3rd October, 2024, this Court had passed the following order:-

“1. These Interim Applications seek execution of awards mentioned therein.

2. Both the learned Counsel appearing for the Applicant as well as the Respondent submit that this Court can pass an order in terms of prayer Clause (a), which reads thus:-

“a. That pending the hearing and final disposal of the said Execution Application this Hon’ble Court be pleased to pass an Order and direct the Respondents to file an Affidavit before this Hon’ble Court giving particulars of its assets, properties and income along with the Bank Statements of all its Bank Accounts, Annual Returns as well as Income Tax Returns as per the particulars/format as annexed herein as Exhibit A or in any other manner that this Hon’ble Court may deems fit”.

3. Accordingly, let the Respondent file affidavit of disclosure, on oath, in terms of aforesaid prayer Clause (a), within a period of four weeks. Let the vakalatnama be filed on behalf of the Respondent in these matters, within a period of two weeks. List on **21st November, 2024.**”

3. By the said order, the Respondents in the Applications at serial numbers 11 to 14 were directed to make disclosures in terms of the prayer Clause (a).

4. However, today when the matter is called out, Mr. Jain, learned Counsel appears for the Respondents and seeks some more time to file disclosure affidavits submitting that the bank accounts and all the properties have been attached.



5. Mr. Jadhav, learned Counsel appears for the Applicant in the present Application at serial no. 903 and submits that in this Application also this Court may direct disclosures to be made in terms of prayer Clause (a), which reads thus:-

“a. That pending the hearing and final disposal of the said Excution Application this Hon’ble Court be pleased to pass an Order and direct the Respondent to file an Affidavit before this Hon’ble Court giving particulars of his assets, properties and income along with the Bank Statements of all his Bank Accounts, Annual Returns as well as Income Tax Returns as per the particulars/format as annexed herein as Exhibit A or in any other manner that this Hon’ble Court may deems fit”.

6. While the fact that the bank accounts have been attached cannot be a ground for not complying with the orders of this Court, however, since further time is being sought to file disclosure affidavits in all the Applications, as and by way of last chance, let the disclosure affidavits in terms of prayer Clause (a) in the Interim Application at serial number 903 as well as in other Interim applications at serial number 11 to 14, be filed within a period of two weeks without fail, failing which this Court will be constrained to pass appropriate orders.

6. List on **12th December, 2024.**

(ABHAY AHUJA, J.)