



IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO. 964 OF 2014

IN

EXECUTION APPLICATION NO. 1181 OF 2014

Kotak Mahindra Bank Limited ... Applicant

Versus

Vishwanath Dinakar Mhatre and another ... Respondents

WITH

INTERIM APPLICATION (L) NO. 429 OF 2025

IN

CHAMBER SUMMONS NO. 964 OF 2014

WITH

INTERIM APPLICATION (L) NO. 35571 OF 2024

IN

EXECUTION APPLICATION NO. 1181 OF 2014

.....

Ms. Rahila Memon alongwith Ms. Shrutika Mane and Mr. Gaurav Jain instructed by S.I.Joshi & Co., Advocate for the Applicant.

Ms. Sonali Kunekar, Advocate for the Respondents.

Ms. Swathy Ramanathan, Senior Legal Manager, Kotak Mahindra Bank, present.

Mr. Nitin Pawar, Court Receiver, High Court, Bombay, present.

.....

CORAM : ABHAY AHUJA, J.

DATE : 18 MARCH 2026

PC. :

1. Pursuant to order dated 21st January 2026 and subsequent orders passed by this Court, today when the matter is called out, Ms.



Kunekar, learned Counsel, appears for the Respondents and submits that in pursuance of the orders of this Court and in particular order dated 21st January 2026, the entire amount of Rs.35,00,000/- has been paid to the Applicant and that this Court may direct the Court Receiver, High Court, Bombay to handover physical possession of the residential premises at Chandresh Villa, B-9, Loadha Heaven Nilje, Dombivali, Maharashtra (the “said premises”), to the Respondents.

2. Mr. N.C. Pawar, learned Court Receiver, is personally present in Court and submits that this Court had appointed the Court Receiver, High Court, Bombay to implement the order dated 11th March 2025 to sell the said premises, which was attached by this Court earlier in the Execution Application. That if this Court directs, physical possession of the said premises would be handed over to the Respondents, subject to costs, charges and expenses of the Court Receiver.

3. Having heard the learned Counsel and having considered their submissions, the following order is passed :

(i) Let the possession of the residential premises at Chandresh Villa, B-9, Loadha Heaven Nilje, Dombivali, Maharashtra be handed over by the Court Receiver to the Respondents by tomorrow i.e. 19.03.2026 at 10.00 a.m.



- (ii) Let an authorized representative of the Respondents accompany the representative of the Court Receiver upon mutual convenience.
- (iii) Let the costs, charges and expenses of the Court Receiver to be debited from the amounts deposited with the Court Receiver's office without passing of accounts.
- (iv) The costs of the report of Rs.5000/- also to be debited from the amount lying with the Court Receiver.
- (v) In the event of any short fall, the same to be recovered from the Applicant.
- (vi) Balance, if any, remaining from the said amount to be returned to the Applicant.
- (vii) In view of the above order, the Execution Application and the connected Chamber Summons as well as the Interim Application and the Court Receiver's Report No.367 of 2025 stand disposed.

(ABHAY AHUJA, J.)