



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

INTERIM APPLICATION NO. 5064 OF 2022
IN
EXECUTION APPLICATION (L) NO. 36013 OF 2022

L & T Finance Ltd. ...Claimant
V/s.
Pardhan Tractors and Ors. ...Respondents

Ms. Priya Rita with Ms. Disha Karambar and Mr. A. Bangora i/b Disha Karambar and Associates for Applicant.
None for Respondents.

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

PC. :

1. This interim application has been filed in execution application seeking execution of award dated 23rd December, 2021, whereby Respondents were jointly and severally directed to pay to the Claimant a sum of Rs. 26,34,404/- comprising of amount of outstanding principal amount with further interest at the rate of 24% p.a. on ex-parte award amount from 3rd June, 2021 to 7th November, 2022 i.e. Rs. 35,38,618.06 along with the arbitration cost of Rs. 4,500/- the final total claim amounting to Rs. 35,43,118.06.



2. Learned Counsel submits that no payment has been received with regard to the award. Learned Counsel seeks to tender across the bar affidavit of service to Respondents and submits that Respondents No. 2 and 3 have refused to accept and therefore as far as Respondents No. 2 and 3 are concerned, the service has been effected. In respect of Respondent No.1, learned Counsel seeks to reserve as Respondent No.1 was not found.

3. In my view, service to Respondents No. 2 and 3 is good service. Registry to accept the affidavit of service in respect of service to Respondents No. 2 and 3.

4. As far as Respondent No. 1 is concerned, the applicant to reserve the said Respondent and file appropriate affidavit of service in this regard. List on **20th March, 2024.**

(ABHAY AHUJA, J.)