



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

**264 INTERIM APPLICATION NO. 2576/2025
WITH
COMMERCIAL EXECUTION APPLICATION NO. 42/2021
WITH
INTERIM APPLICATION (L) NO.37736/2025
WITH
INTERIM APPLICATION (L) NO. 37726/2025
IN
COMMERCIAL EXECUTION APPLICATION NO. 42/2021**

**SHIV SATYAM VAIBHAV CO-OPERATIVE HOUSING SOCIETY
LIMITED - APPLICANT
VS
PRAGATI INFRASQUARE LLP AND ANR**

Adv. Aseem Naphade a/w. Adv. Fatema Tankiwala i/b. L.J. Law
advocates for the judgment creditor.
Adv. Sarosh Bharucha a/w. Adv. Shrey Fatterpekar, Adv. Nirav
Marjadi, Adv. Kushal Harnesha i/b. Jay Vakil for the judgment debtor
no.1.

CORAM : RAJESH S. PATIL, J.

DATE : 11 DECEMBER 2025.

P.C. :

1. Learned counsel for the respondents submits that Mr. Umesh Patel has given inspection of Flat No.901, however, as far as possession is concerned, he was not ready to take possession on the day and time of the inspection and had submitted that the possession would be taken before the Court.

2. Today, Mr. Naphade, learned counsel for Mr. Patel submits that his clients is ready to take possession of Flat No.901 but the same would be without rights and contentions of his client as he requires to take measurement of Flat No.901, to check whether the area of flat no.901 is as per his entitlement.

3. Mr. Bharucha, has now handed over two sets of keys of Flat No.901 to the Attorney of Mr. Patel, in presence of Mr. Patel. The acknowledgment of keys being received has been given by the Advocate appearing for Mr. Patel.

4. Stand over to 17/12/2025.

(Rajesh S. Patil, J.)