

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
IN ITS INSOLVENCY JURISDICTION**

**NOTICE OF MOTION NO.8 OF 2025
IN
NOTICE OF MOTION NO. 35 OF 1979
IN
INSOLVENCY PETITION NO. 160 OF 1971**

TARANAATH VASANTRAO VAIDYA AND ANR.)...APPLICANTS

IN THE MATTER BETWEEN

M/S. H. D.COMMERCIAL CORPORATION & ORS.)...APPLICANTS

V/s.

THE OFFICIAL LIQUIDATOR AND OTHERS)...RESPONDENTS

Mr.Prerak A.Sharma, through Video Conferencing, Advocate for the Applicants.

Ms.Sakshi Jain i/by Jariwala Associates, Advocate for the Respondent no.7.

Ms.C.J.Bhatt, Official Assignee a/w. Mr.Subodh Patil, Deputy Official Assignee and Mr.D.B.Iswalkar, 1st Assistant to Official Assignee, present in Court.

Ms.Rekha Rane, Insolvency Registrar, present in Court.

CORAM : ABHAY AHUJA, J.

DATE : 15th APRIL 2025

PC. :

1. When the matter is called out, Mr.Sharma, learned Counsel, appears for the Applicants and submits that the Notice of Motion seeks

a declaration from this Court that the Deed of Conveyance dated 25th November 2019 executed by and between the Official Assignee and M/s.Sharp Constructions is null, void, ab-initio and be set aside. Mr.Sharma submits that there are other prayers in support of the said declaration.

2. Ms.Sakshi Jain, learned Counsel, appears for the Respondent no.7 M/s.Sharp Constructions and submits that they have not received a copy of the Notice of Motion. The learned Official Assignee also submits that the Notice of Motion has not been served on the Official Assignee.

3. Let service of the Notice of Motion along with affidavit in support and complete set of annexures be effected upon all the Respondents including the Official Assignee and an appropriate affidavit of service be filed by the next date.

4. List on **17th June 2025**.

5. Let replies and rejoinders be exchanged in the meanwhile.

(ABHAY AHUJA, J.)