

**BEFORE MAHARASHTRA REAL ESTATE APPELLATE TRIBUNAL  
MUMBAI**

**M. A. NO. 613/23 (Seeking Reliefs)  
WITH  
Ex. No. 36/22  
IN  
APPEAL NO. AT006000000052813/20**

Subhendu Kumar Barik

... Applicant

-VS-

Aanya Residences

... Non-applicant

*Mr. Zoheb Khatri, Advocate for Applicant.*

*None for Non-applicant.*

**CORAM : SHRI SHRIRAM. R. JAGTAP, MEMBER (J), &  
DR. K. SHIVAJI, MEMBER (A)**

**DATE : 3<sup>rd</sup> OCTOBER, 2023**

**(THROUGH VIDEO CONFERENCE)**

Learned counsel for Applicant, Adv. Zoheb Khatri joined the conference. None for Non-applicant.

- 2) Adv. Zoheb Khatri submits that he has filed Misc. Application no. 613/23 seeking disclosure relating to the details of the bank account, movable and immovable properties of the Non-applicant.
- 3) He further submits that even though, recovery warrants have been issued against the Non-applicant for satisfaction of judgment decree, still the execution of the judgment decree has not taken place so far. Accordingly, further disclosure of the details from the Non-applicant are absolutely essential under the provision of the



CPC. Accordingly, under Order 21 Rule 11(ii) CPC, Non-applicant is being directed to disclose these details of the list of all the bank account's numbers, list of movable and immovable properties including bank accounts and bank lockers along with income tax returns from the year of 2015 onwards.

- 4) Learned Registrar to issue direction in appropriate format to Non-applicant by following standard procedure.
- 5) Accordingly, Misc. Application is allowed.
- 6) No costs.
- 7) Stand over to 30<sup>th</sup> Nov. 2023 for further consideration.

  
(DR. K. SHIVAJI)

  
(SHRIRAM. R. JAGTAP)

MS/-