

**IN THE SPECIAL COURT (TRIAL OF OFFENCES RELATING TO
TRANSACTIONS IN SECURITIES) ACT, 1992
REVIEW PETITION (L) NO. 31 OF 2022
IN
GARNISHEE REPORT NO. 01 OF 2021
IN
EXECUTION APPLICATION NO. 10 OF 2018**

Evexia Lifecare Limited (M/s. Kavit Industries Limited) VS.	...	Petitioners (Org. Garnishee)
The Custodian & Ors.	...	Respondents (Org. Respondents)

Mr. Manish Pratap Singh a/w.. Mr. Devdatta Dalvi for the Petitioner.
Mr. Gandhar Raikar i/b. Ms.Shilpa Bhate & Associates for the Applicant.

**CORAM : A.K. MENON, J.
Judge, Special Court
DATE : 6th JULY, 2022**

P.C. :

1. Called for admission. Heard the learned counsel for the parties. Learned counsel for the Review Petitioner seeks review of the order dated 6th May, 2022 passed by this Court directing the Garnishee to deposit a sum of Rs. 1,70,11,105/-. Mr. Singh submits that the claim has been adjudicated in a summary manner and therefore the order may be reviewed.

2. Learned counsel for the review petitioner further submits that the liability in question does not arise as between Garnishee and the judgment debtor because there are serious disputes between them and the amount claimed has been written off.

3. The very same contention has been taken up in response to the Garnishee notice. The matter was heard in the open court and the Garnishee was heard in the matter. No ground is made out for reviewing that order. Accordingly challenges if any are always available to the review petitioner.

4. Review petition is accordingly disposed.

(A.K. MENON, J.)