



ONTARIO SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

COUNSEL/ENDORSEMENT SLIP

COURT FILE NO.: CV-25-00742000 00CL

DATE: JUNE 16, 2026

NO. ON LIST: 2

TITLE OF PROCEEDING: BANK OF MONTREAL V. CHEEMA CARRIERS CORP. ET AL
BEFORE: JUSTICE CAVANAGH

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party:

Name of Person Appearing	Name of Party	Contact Info
Adam Slavens	Counsels for the Applicant, Bank of Montreal	aslavens@storys.com
Mike Noel		mnoel@torys.com

For Defendant, Respondent, Responding Party:

Name of Person Appearing	Name of Party	Contact Info
Raghav Vig	Counsel for the Respondent, Cheema Carriers Corp. 1000083465 Ontario Inc.	raghav@rsglaw.ca

For Other, Self-Represented:

Name of Person Appearing	Name of Party	Contact Info
William Main	Receiver - Goldhar & Associates Ltd	wmain@reconllp.com
Natasha Rambaran	Proposed Receiver	nrambaran@reconllp.com
Karen Fung	Receiver - Goldhar & Associates Ltd	kfung@goldhar.ca
Farukh Ahmed Bhatti	Mikaal Motor Freight	farukh@fablaw.ca

ENDORSEMENT OF JUSTICE CAVANAGH:

[1] The Receiver was appointed on February 18, 2026 pursuant to an order made that day (the "Appointment Order").

[2] The Receiver moves for an order holding the principal of the Debtors (as defined in the motion materials), Faraz Cheema, in contempt of court because, the Receiver submits, he has failed to comply with the obligations imposed by the Appointment Order by obstructing the Receiver and failing to cooperate with the Receiver. The Receiver submits that as a result, it remains without fundamental documents and information regarding the Debtors' business and property, without access to their electronic systems, and without a complete picture of the assets of the Debtors.

[3] Mr. Cheema denies that he has failed to comply with the Appointment Order. He submits that the motion for a contempt order should be dismissed. He submits that he is prepared to comply with a compliance order giving specific directions.

[4] Prior to the hearing, the Receiver uploaded a form of order for the contempt motion with provisions specifying how Mr. Cheema may purge his contempt by strict compliance with these provisions within the time limits set out therein. At the hearing, at my request, counsel for the Receiver and counsel for Mr. Cheema met to review these provisions. They have agreed to an approved form of order with compliance provisions that include those that are substantially in the form of the provisions in the draft form of contempt order (with no finding of contempt).

[5] Counsel will upload to Case Center (and provide to the Commercial List Office to be provided to me) an approved form of order to be issued. I will review the approved order (that I reviewed with counsel) when it is provided to me and, if I am satisfied, sign it.

[6] Costs of the contempt motion are not agreed at this time. If counsel are unable to resolve costs, they may make written submissions in accordance with a timetable agreed upon by counsel (with reasonable page limits) and approved by me.

[7] The Receiver seeks the following additional relief: (a) compliance and production relief against third parties; (b) approval of the proposed sale process for the real property; (c) a sealing order over the confidential sale materials; (d) approval of the Receiver's activities; and (e) approval of the fees of the Receiver and its counsel. The Receiver is not aware of any opposition to any of this additional relief.

[8] I am satisfied that the requested Compliance and Production Order should be granted (with one revision requested by counsel for Mikhaal Motor Freight). The Receiver has sought this information from the third parties and has received partial responses or no responses. I am satisfied that the Receiver needs this information to administer the estates in receivership. I accept that the proposed order is proportionate and seeks only relevant information. None of the third parties filed responding materials.

[9] The requested Compliance and Production Order should issue in the form signed by me today.

[10] The Court has broad jurisdiction under section 243(1) of the BIA and section 101 of the *Courts of Justice Act* to approve a proposed sale process in a receivership proceeding. In addition, the Appointment Order expressly authorizes the Receiver to market any or all of the property, including vehicles, trailers and equipment, to advertise and solicit offers, and to negotiate such terms and conditions of sale as the Receiver in its discretion deems appropriate.

[11] I am satisfied that the *Soundair* principles are satisfied and that the proposed sale process for the Real Property (as defined in the motion materials) should be approved. I am satisfied that the requested limited sealing order should be made and that the *Sherman Estate* requirements are met.

[12] I am satisfied that the Receiver's activities and reports should be approved and that its fees and disbursements, and those of its legal counsel, should be approved.

[13] The requested Sale Process and Ancillary Relief Order should issue in the form signed by me today.


