

BDPPS

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
REVIEW PETITION (ST) NO.31702 OF 2016
WITH
CIVIL APPLICATION (ST) NO.31704 OF 2016
IN
REVIEW PETITION (ST) NO.31702 OF 2016**

The Saraswath Bank Co-operative
Bank Ltd.

.....Petitioner
(Original Respondent No.3)

V/s

Smt. Madhuri Madhavsing Sampat
(since deceased) Through LRs
1A Mr. Vasantkumar Madhavsingh Sampat
and Others

.....Respondents.

**ALONGWITH
CIVIL REVISION APPLICATION NO.458 OF 2011**

The Saraswat Co-operative Bank
Ltd.

.....Applicant.

V/s

Smt. Madhuri Madhavsing
Sampat (since deceased) through LR
1A Mr. Vasantkumar Madhavsing
Sampat and Others

..... Respondents.

**ALONGWITH
CIVIL APPLICATION NO.1239 OF 2012
IN**

WRIT PETITION NO.3436 OF 2011

Smt. Madhuri Madhavsing
Sampat (since deceased) through LR
1A Mr. Vasantkumar Madhavsingh
Sampat and Others Applicants.

V/s

Sudeshkumar Maneklal Shivhare
and Others Respondents.

ALONGWITH
CIVIL APPLICATION NO.1249 OF 2012
IN
WRIT PETITION NO.3503 OF 2011

Smt. Madhuri Madhavsing
Sampat (since deceased) through LR
1A Mr. Vasantkumar Madhavsing
Sampat and Others Applicants.

V/s

Maneklal Ramlal Shivhare and Ors. Respondents.

ALONGWITH
CAO NO.207 OF 2016
IN
CAC NO. 473 OF 2015

The Saraswat Co-operative Bank
Ltd.Applicant.

V/s

Mr. Vasantkumar Madhavsing Sampat
and OrsRespondents.

Mr. P.S. Dani, Senior Counsel a/w Mr. Durgesh Kulkarni i/b Durgaprasad Sabnis for the Petitioner in RPWST/31702 of 2016.

Mr. Rajesh Maravoor i/b Maravoor Wamorkar & Co. for the Petitioner in WP/3436/2011 and WP/3503/2011.

Ms. R.C. Nichani for Respondent No.1.

Ms. Punita Shah i/b Jay V. Shah for Respondent Nos. 1-B, 1-D, 1-H and 1-I.

CORAM: V. M. KANADE, J.

**DATE: 20th December, 2016
(In Chamber at 2.35 P.M.)**

P.C.:-

1] This Review Petition can be disposed of by clarifying that it is open for the Petitioner to apply before the regular court for modification of the order passed by this Court directing the Petitioner to deposit an amount of Rs 1 lakh per month since the Trial Court has fixed the mesne profit @ Rs 23,000/- plus interest per month.

2] With the above clarification, Review Petition is disposed of. Civil Application taken out in Review Petition does not survive and it is also accordingly disposed of.

(V.M. KANADE, J.)