

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD.

907 WRIT PETITION NO. 4130 OF 2017

CHANDRAKALABAI BADRINATH HAKE AND OTHERS
VERSUS
CENTRAL BANK OF INDIA THROUGH SENIOR BRANCH MANAGER SD
JOSHI AND ANOTHER

Advocate for Petitioners : Mr. S.V. Adwant
Advocate for Respondent No.1 : Mr. Kulbhooshan B. Deshpande

CORAM : R. M. BORDE & K.L. WADANE, JJ.
Date : March 30, 2017

PER COURT :-

1 Counsel for the petitioner points out that the petitioner has already moved the Debt Recovery Appellate Tribunal (DRAT) at Mumbai by presenting an appeal, challenging the order passed by the DRT and the appeal is pending. However, the appellate forum could not take up the application tendered by the petitioner for grant of interim protection and as such, petitioner is required to move this Court, looking to the urgency of the situation.

2 In the circumstances, since the petitioner has moved an application, it is desirable to direct the appellate forum to consider the application tendered by the petitioner in an appeal already presented by him for grant of interim relief, as expeditiously as possible and preferably within a period of two weeks and it is accordingly directed.

3 With the direction as above, writ petition is disposed of.

(K.L. WADANE, J.)

(R. M. BORDE, J.)