

IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 348 OF 2017

MR. NAGESH UMESH PAI AND ANR., ... Petitioners
Versus
BANK OF INDIA, SALIGAO BRANCH,
THR. ITS BRANCH MANAGER AND 4
ORS., ... Respondents

Mr. Amey Jagdish Sinai Kakodkar, Advocate for the petitioners.

Mr. N. Vaze, Advocate for the respondent no.1.

Mr. Jagannath Jayant Mulgaonkar, Advocate for the respondent
nos. 2 & 3.

Mr. J. Supekar, Advocate for the respondent nos. 4 and 5.

Coram:- F. M. REIS &
NUTAN D. SARDESSAI, JJ.

Date:- 13th April, 2017

P.C.

During the course of the hearing of the above petition, Mr. Mulgaonkar, learned counsel appearing for the respondent nos. 2 and 3 has raised the contention that the petitioners have an alternate remedy to challenge the impugned decision before the DRT in terms of the Securitization Act. As such, Mr. A. Kakodkar, learned counsel appearing for the petitioners upon instructions of the petitioner no.1 who is present in Court seeks leave to withdraw the above petition with liberty to challenge the impugned decision before the DRT at Mumbai. Hence, the petition stands dismissed as withdrawn with liberty as prayed for.

All contentions of both the parties are left open.

NUTAN D. SARDESSAI, J.

F. M. REIS, J.

at*