

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION {L} NO.988 OF 2017

Soniya Pradeep Sohani & Ors. Petitioners
Vs.
Abhudya Co-operative Bank Ltd. Respondent

Mr. Uday P. Warunjikar with Mr. Saikumar P.M.
& Mr. Siddesh A. Pilankar for the Petitioners.
Mr. Vishal Ghoshalkar for the Respondent.

CORAM: S.C. DHARMADHIKARI &
PRAKASH D. NAIK, JJ.

DATE : APRIL 07, 2017

P.C:

1. After Mr. Warunjikar's attention was invited to the Division Bench Judgment of this Court in the case of *M/s. Utkarsh Cement Sales Pvt. Ltd., Aurangabad and others Vs. Omprakash Deodha People's Cooperative Bank Ltd., Aurangabad* {Writ Petition No.12769 of 2016}, decided on 17-1-2017, it is conceded that the petitioners have alternate and equally efficacious remedy of approaching the Debts Recovery

Tribunal under Section 17 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002.

2. In the light of this decision, we dispose of this writ petition with liberty to the petitioners to approach the Tribunal. We clarify that we have not expressed any opinion on the rival contentions. The petitioners can raise all of them before the Debts Recovery Tribunal.

(PRAKASH D. NAIK, J.)

(S.C. DHARMADHIKARI, J.)