

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

WRIT PETITION NO. 2993 OF 2018

**RAJIV VISHNU DEV
VERSUS
SWAMI VIVEKANAND URBAN CO OPERATIVE CREDIT SOCIETY LTD
THROUGH ITS MANAGER AND OTHERS**

...
Advocate for the Petitioner : Shri Wani Girish V.

...

CORAM: RAVINDRA V. GHUGE, J.

DATE :- 27th March, 2018

Per Court:

1 I have considered the submissions of the learned Advocate for the Petitioner.

2 The order of attachment dated 14.11.2014 passed by the Executing Court below application Exhibit-31 in Special Darkhast No.22/2014 (old Special Darkhast No.19/2010) is sought to be challenged by this petition filed on 30.01.2018.

3 The learned Advocate for the Petitioner has drawn my attention to the pleadings in paragraph 7 of the petition as being the grounds supportive of the delay caused in filing this petition. I am not convinced by the said grounds for which, this petition could be entertained as against the order passed on 14.11.2014 in the execution

proceedings, which are instituted in 2010.

4 In the alternative, the learned Advocate for the Petitioner submits that his application Exhibit-43 filed before the Executing Court on 16.02.2015 is still pending and the Executing Court may at least decide the said application.

5 Considering the above, this Writ Petition is disposed of. The Executing Court would be at liberty to decide the pending application Exhibit-43.

kps

(RAVINDRA V. GHUGE, J.)