

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD
WRIT PETITION NO. 12053 OF 2018

Assets Reconstruction Company (India) Limited Petitioner

Versus

The Collector, Dhule. Respondent

Mr. V.A. Bagdiya, advocate for petitioner.
Mr. A.B. Girase, GP for Respondent.

**CORAM : R.M.BORDE &
MANGESH S. PATIL, JJ.**
DATE : 26th October, 2018

PER COURT:

1 Petitioner is praying for issuance of directions to the District Magistrate to decide the application tendered by petitioner seeking assistance for assuming possession of the secured assets under section 14 of the Securitisation & Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002.

2 It is informed that the applications presented by petitioner in the year 2011 and 2014 are pending for consideration and no order has been passed yet. In view of provisions of section 14 of the Act, the District Magistrate is mandatorily required to decide the application within a period of sixty days from the date of its presentation or within further period of thirty days extended period however, the mandate of law is that in any case, the application is required to be decided within a period of ninety days. In the instant matter, it appears that the applications are pending since years together and there does not appear to be any justifiable

reason. Learned AGP informs on instructions that out of seventeen applications presented by petitioner, eleven are already decided and six applications are still pending. The applications those are not yet decided would be dealt with and appropriate orders would be passed within a period of thirty days from today. It is also further informed that if the petitioner approaches the District Magistrate with appropriate request pointing out the presentation and pendency of the application, appropriate steps would be taken in consonance with the proceedings of law.

3 In view of above, writ petition stands disposed of.

MANGESH S. PATIL
JUDGE

R.M.BORDE
JUDGE

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