

Amk

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 342 OF 2018
WITH
WRIT PETITION NO. 1668 OF 2018**

Pravin Jain & Anr. .. Applicants

In the matter between

Pravin Jain & Anr. .. Petitioners

Vs.

Board of Directors of Central Bank
of India & Ors. .. Respondents

Mr. Mathews Nedumpara for the Applicants/Petitioners.

Mr. O. A. Das for the Respondent Nos.1 to 4.

CORAM : A. A. SAYED & V. L. ACHLIYA, JJ.

DATE : 7th FEBRUARY, 2018.

P. C. :

1. In as much as the Petitioners have an alternate remedy, in that, the impugned order dated 21.10.2017 of Debt Recovery Tribunal can be challenged before the Debt Recovery Appellate Tribunal, we are not inclined to entertain the Civil Application. Since the DRAT is presently stated to be on leave, we direct that taking of possession of the secured assets by the Respondent-Bank shall be deferred for a period of two weeks from today.

2. The Civil Application to stand disposed of accordingly.

3. List the Petition on 21.02.2018.

[V. L. ACHLIYA, J.]

[A. A. SAYED, J.]