

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 4495 OF 2018

Shyamsunder Rampal Kankani

...Petitioner

vs.

IDBI Bank Ltd. & ors.

...Respondents

Mr. Nishant Sangle a/w. Mr. Kamlesh Mishra for the petitioner.

Mr. S.N.Fadia for respondent No.2

**CORAM : A.A. SAYED &
M.S. KARNIK, JJ.**

DATE : JULY 17, 2018

P.C.:

By consent of the learned Counsel for the parties, we pass the following order :-

(i) The earlier orders passed by the Chief Metropolitan Magistrate under Section 14 of the SARFAESI Act shall stand set aside.

(ii) Respondent No.2 is granted liberty to make a fresh Application under Section 14 of the SARFAESI Act before the Chief Metropolitan Magistrate which shall be decided in accordance with law.

2. The Petition is disposed of in the aforesaid terms.

(M.S. KARNIK, J.)

(A.A. SAYED, J.)