IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1645/2018
WITH
CIVIL APPLICATION NO.1646/2018
IN
WRIT PETITION (ST) NO.18893/2018

Sanjay Atmaram Sane & Ors. … Applicants
V/s.
State of Maharashtra & Ors. … Respondents
And
M/s. Creative Dies & Moulds Pvt. Ltd. … Intervener

Mr. Dunal D. Damle i/b. J. P. Singh for the Applicant in 1645/2018
Mr. S. S. Punde for the Applicant in 1646/2018
Mr. Omkar V. Waranje for the Petitioner
Mr. Joel J. Carlos for Respondent No.3.

CORAM: K.K. TATED &
S. K. SHINDE, JJ.

DATED : AUGUST 31, 2018

P.C. :

1 Heard. The Civil Application is made by the purchaser of the suit property i.e. CAP's House, R-548/549, TTC Industrial Area, Road No.16, MIDC Rabale, Mumbai – 400701 for joining them as party Respondent in the Writ Petition.

2 After arguing for some time, the learned counsel for the Applicant submits that the Applicants are ready and willing to pay remaining consideration of the said property in the sum of Rs.7,69,00,000/- to the Bank i.e. Cosmos Cooperative Bank, on or before 18.09.2018. To that effect, the Applicant has filed their

Basavraj Gurappa Patil
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Date: 2018.09.04 14:56:46 +0530

affidavit-cum-undertaking dated 31.08.2018 along with resolution passed by the Bank. Mr. vishwanath M. Sheregar, Director of the Applicant entered into witness box and admitted the contents of the said affidavit-cum-undertaking and also the execution of the same along with resolution passed by M/s. Creative Dies & Moulds Pvt. Ltd. Said affidavit is taken on record and marked "X" for identification. The affidavit-cum-undertaking filed by the Applicant is taken on record.

3 In view of the affidavit-cum-undertaking filed by the Applicant, the Civil Application No.1645/2018 stands disposed of. No order as to costs.

4 By consent of the parties, Office is directed to place the Civil Application No.1646/2018 on board on 28.09.2018, for hearing.

(S. K. SHINDE, J.) (**K. K. TATED, J.**)