

Sharayu Khot.

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

WRIT PETITION (ST.) NO. 2439 OF 2019

Dhansukhlal Vanmalidar Panchal & Anr. ...Petitioners

Versus

Authorised Officer

Saraswat Co-operative Bank Ltd. & Ors. ...Respondents

Ms. Fatima Barodawala, i/by Raval Shah, for the Petitioners.

Mr. V.S. Gokhale, B Panel Counsel, for the Respondents No. 2
to. 4.

**CORAM : A.A. SAYED &
RIYAZ I. CHAGLA, JJ.**

DATE : 24 January 2019

ORDER :

1. It is admitted position that the Respondent No. 1-
Bank has already taken possession of the secured asset i.e. the

flat in question on 22nd August 2017 by putting their lock, which shows that the Petitioners are not in occupation of the said flat. The Petitioners have already filed the Securitisation Application before the D.R.T.

2. In these circumstances, we are not inclined to entertain the Petition. The Petition shall accordingly stand dismissed.

[RIYAZ I. CHAGLA J.]

[A.A. SAYED, J.]