

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

WRIT PETITION (STAMP) NO. 8054 OF 2019

Apex Automobiles	.. Petitioner
Vs.	
Sahebrao Deshmukh Co-operative Bank & Ors.	.. Respondents

...

Mr. A.S. Khandeparkar i/by Mr. Amogh Karandikar for Petitioner.
Ms. Kshama R. Bhandari for Respondent No.1-Bank.
Mr. N.C.Walimbe, AGP for the Respondent Nos. 2 & 3.

...
**CORAM : A.A.SAYED &
R. I. CHAGLA, JJ.
DATE : 27 MARCH 2019.**

ORDER:

1. The Petitioner has a remedy to challenge the order dated 1st February, 2018 of the District Magistrate before the DRT. In the circumstances, we are not inclined to entertain the Petition. Keeping the remedy of the Petitioner open, we dismiss the Petition.
2. We record the statement of the learned Counsel for the Respondent No.1-Bank that before taking possession pursuant to the order dated 1st February, 2018 of the District Magistrate, the Petitioner will be given prior notice of 15 days.

(R.I. CHAGLA, J.)

(A.A.SAYED, J.)