

Sharayu Khot.

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

WRIT PETITION (L) NO. 1123 OF 2019

Hemant Raghavendra Randive

...Petitioner

Versus

**Janaseva Sahakari Bank (Borivali) Ltd. & ...Respondents
Ors.**

Mr. U. Bobade, with Mr. Prashant Kulkarni, Mr. Abhijeet Desai,
for the Petitioner.

Mr. A.R. Gole, a/w Ms. Dimple Tejani, i/b Medha Rane, for the
Respondent No. 1.

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

DATE : 5 April 2019

ORDER :

1. The Petitioner has challenged the order of the Chief

Metropolitan Magistrate under Section 14 of the SARFAESI Act, 2002. Instead of invoking remedy under Section 17 of the SARFAESI Act, 2002 before the D.R.T., the Petitioner has approached this Court. Learned Counsel for the Respondent-Bank has pointed out that as of today the dues are in the range of Rs. 13.5 Crores.

2. In the circumstances, we are not inclined to entertain the Petition or grant any stay to the taking over possession of the secured asset which is scheduled to be taken on 8th April 2019 vide Notice dated 18th March 2019.

3. Keeping remedy of the Petitioner open, we dismiss the Petition.

[R.I. CHAGLA, J.]

[A.A. SAYED, J.]