

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO.5301 OF 2020

Prakash s/o Sandu Kakde

Petitioner

Versus

The State of Maharashtra & others

Respondents

Mr.Ashok A. More, advocate for the petitioner.

Mr.S.B.Yawalkar, Additional Government Pleader for Respondents
No.1 to 3..

**CORAM : DIPANKAR DATTA, C.J. &
S.V.GANGAPURWALA, J.**

DATE : SEPTEMBER 16, 2020.

PC :

1 The learned Counsel for the petitioner submits that the Respondent-authorities are not executing the Recovery Certificate in favour of the petitioner and against Respondent No.4.

2 It is for the Respondent-authorities to execute the Recovery Certificate in accordance with law, keeping in mind existence of charge over the property and rights of other creditors, if any.

3 The Respondent-authorities may execute the Recovery Certificate expeditiously, keeping in view the aforesaid facts.

4 Writ Petition is disposed of. No costs.

(S.V.GANGAPURWALA, J.)

(CHIEF JUSTICE)

adb