

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

988 WRIT PETITION NO.5702 OF 2021

**RATNAKAR BANDERAO DAUD AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER**

...

**Advocate for Petitioners:
Mr. Anirudha S Usmanpurkar
AGP for Respondent/State: Mr. S. G. Karlekar**

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**CORAM: S. V. GANGAPURWALA &
SHRIKANT D. KULKARNI, JJ.**

DATE: 01st APRIL, 2021

PER COURT:

1. The learned Counsel for the petitioners submits that the recovery certificate is issued in favour of the petitioners. Respondent no. 1 is taking steps for execution of the recovery certificate.

2. In case, the recovery certificate issued in favour of the petitioners is in force, then respondent no. 2 shall take steps to execute the same of course considering the propriety claims of secured creditors, encumbrances, charge, mortgage over the property of respondent no. 2. The

petitioners may also demonstrate the properties of respondent no.2 that are free from encumbrances. The same shall be done expeditiously.

3. Writ Petition is accordingly disposed of. No costs.

[SHRIKANT D. KULKARNI, J.] [S. V. GANGAPURWALA, J.]

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