

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

WRIT PETITION NO. 5418 OF 2019

(Shri Tarun S/o Madanmohan Das & Anr.

Vs.

The Authorised Officer, Allahabad Bank, Nagpur.)

Office Notes, Office Memoranda of Coram, Appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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Shri S.K. Mishra, Senior Advocate a/b Shri S.P. Agrawal, Advocate for the petitioners.

Shri B.W. Patil, Advocate for the Intervenor.

CORAM: **SUNIL B. SHUKRE AND**
ANIL S. KILOR, JJ.

DATED : **02nd SEPTEMBER, 2021.**

Heard.

2. Shri S.K. Mishra, learned Senior Counsel for the petitioners, on instructions, seeks leave of the Court to withdraw the petition with liberty to withdraw the amount of Rs.75,00,000/- (Rs. Seventy Five Lakhs) deposited in this Court in pursuance of the order dated 01st August, 2019 by the petitioners, with interest, if any. He also seeks a direction of this Court to the Debt Recovery Tribunal, Nagpur for deciding the application filed under Section 17 of the SARFAESI Act, 2002 bearing S.A. No. 55/2017 as expeditiously as possible and, in a time bound manner.

3. Leave to withdraw the petition is granted.

Permission to withdraw the amount of Rs.75,00,000/- (Rs. Seventy Five Lakhs) deposited in this Court is also granted, together with interest which may have accrued on it, if any.

4. Debt Recovery Tribunal, Nagpur is directed to decide the S.A. No. 55/2017 after giving due opportunity of hearing to all the parties, in accordance with law, as early as possible within a period of six months from the date of appearance of the parties before it.

5. Parties are directed to appear before the Debt Recovery Tribunal, Nagpur on **20th September, 2021.**

6. Writ Petition No. 5418/2019 stands **disposed** of accordingly.

7. In view of disposal of Writ Petition, pending Application stands disposed of accordingly.

JUDGE

JUDGE