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

16 WRIT PETITION NO.4231 OF 2022

JALGAON JANTA SAHAKARI BANK LTD. THR ITS
AUTHORIZED OFFICER
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

....

Mr Ankush N. Nagargoje, Advocate for petitioner;
Mr S. G. Karlekar, A.G.P. for respondents/State
Mr S. S. Dande, Advocate for respondent No.3

**CORAM : RAVINDRA V. GHUGE
AND
ARUN R. PEDNEKER, JJ.**

DATE : 3rd October, 2022

PER COURT:

1. The petitioner/Bank claims to be a secured creditor. It has put forth three prayers in the petition. The learned Advocate for the petitioner submits on instructions that, the petitioner would pursue only prayer clause 'B', which reads as under :-

“B) For a writ of mandamus, Order or direction in the nature of mandamus, directing the respondent No.3 to decide the petitioner’s Application dated 28.04.2016 and to take appropriate action on the said Application within such stipulated period as this Hon’ble Court may deem, fit and proper.”

(2)

2. The learned Advocate for the petitioner submits that, if the petitioner's application dated 28/04/2016 is considered and decided by respondent No.3 and a decision thereon is communicated to the petitioner, the petitioner would consider as to whether its grievance is redressed or not and if an adverse order is passed, the petitioner would prefer to assail the said order by resorting to a remedy, as is permissible in law.

3. Shri. Dande, the learned Advocate for respondent No.3 submits that, a decision would be arrived at on the said application, on or before 15/11/2022, in the event the said application is not yet decided.

4. In view of the above statement, this petition is disposed off.

(ARUN R. PEDNEKER, J.)

(RAVINDRA V. GHUGE, J.)

sjk