

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

WRIT PETITION 1277 OF 2011

Shri Prakash Shriramji Raut,
 Aged about 45 yrs, Occ. Business,
 r/o. Jamalpur, Tahsil Warud,
 District Amravati

.....**PETITIONER**

...V E R S U S...

1. Union of India,
 Secretary, Ministry of Finance,
 New Delhi

Dismissed vide order dated 29.4.2015
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2. The District Magistrate,
 Collector Office, Amravati

3. Warud Urban Cooperative Bank
 Ltd, Warud, Reg. No. 576,
 Shivsadan Approach Road,
 Warud, Tahsil Warud,
 District Amravati 44 906
 through its Recovery Officer/
 Authorized Officer, under the
 S.A.R.F.A.E.S.I. Act, 2002

.....**RESPONDENTS**

 Mr. Tejas S. Dadhe h/f Mr. K.N. Dadhe, counsel for
 petitioner.

Ms. T.H. Khan, AGP for respondent 2.

Mr. Manoj Sable, counsel for respondent 3.

CORAM: **ROHIT B. DEO AND ANIL L. PANSARE, JJ.**
DATE: **2nd AUGUST, 2022.**

ORAL JUDGMENT: (Per : Rohit B. Deo, J.)

The challenge in the petition is to the action initiated

by respondent 3 – Warud Urban Cooperative Bank Limited, Warud under the provisions of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (“SARFAESI Act”).

2. During the pendency of the petition, the Apex Court has authoritatively decided the issue involved in ***Pandurang Ganpati Chaugule vs. Vishwasrao Patil Murgud Sahakari Bank Limited (2020 SCC OnLine SC 431)***.

3. The learned counsel for the petitioner fairly invites our attention to the said decision and states that the issue is covered.

4. The petition is dismissed.

(ANIL L. PANSARE, J.)

(ROHIT B. DEO, J.)