

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

WRIT PETITION (WP) NO. 6500/2019

Smt. Chandrakala Harihar Lohi and ors.

..VS..

The Akola Janta Commercial Co-operative Bank Ltd. and ors.

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Shri S.N. Chichbankar, Advocate for the petitioners

Shri D.R. Khapre, Advocate for the respondent nos. 1 and 2

CORAM : A. S. CHANDURKAR AND URMILA JOSHI-PHALKE, J.J.

DATED : 18/07/2022

The learned Counsel for the petitioners submits that proceedings under Section 17 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 are pending before the Debts Recovery Tribunal. The petitioners desire to prosecute the same. The learned Counsel seeks permission to withdraw the writ petition.

It is seen that by an *interim* order dated 23.09.2019 this Court had directed to the petitioners to deposit an amount of rupees fifteen lakhs and thereafter protected the petitioners' possession. That amount was deposited on 26.09.2019. The respondent no. 1 is permitted to withdraw the amount of rupees fifteen lakhs with accrued interest from this Court. The aforesaid amount shall be taken into consideration in the proceedings before the Debts Recovery Tribunal. The learned Counsel for the parties to place this order on the record of the Debts Recovery Tribunal. All points raised in the writ petition are kept open. It is disposed of accordingly. No costs.