

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO.9970 OF 2023

RAJESH PIRAJIRAO MARATHE
VERSUS
THE BRANCH MANAGER, BANK OF BARODA AND
ANOTHER

...
Advocate for the Petitioner : Shri N.L. Chaudhari
Advocate for Respondents 1 and 2/Bank : Shri D.L. Vakil
AGP for Respondent 3/State : Shri S.W. Munde
...

CORAM : RAVINDRA V. GHUGE
&
Y. G. KHOBRAGADE, JJ.

DATE :- 10th August, 2023

Per Court :-

1. The learned Advocate for Respondent Nos.1 and 2/Bank has appeared on information and tendered a copy of the judgment delivered by the Honourable Supreme Court in *Kanaiyalal Lalchand Sachdev and others vs. State of Maharashtra and others, (2011) 2 SCC 782*.

2. In view of the above, **this Writ Petition is disposed off** with liberty to the Petitioner to approach the Debts Recovery Tribunal under Section 17 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security

Interest Act, 2002. All contentions are kept open.

3. Considering the urgency, we permit the Petitioner to first attempt online filing. If there is any problem, we permit offline filing as an exceptional case without laying down any precedent. The learned Debts Recovery Tribunal would consider the request for urgent relief on 11.08.2023.

kps (Y. G. KHOBRADE, J.) (RAVINDRA V. GHUGE, J.)