

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7822 OF 2019

Syed Nizam Shah and Ors. ... Petitioners.

V/s.

Dombivali Nagari Sahakari Bank Ltd. ... Respondent.

.....

None for the Petitioners.

Mr. Ashutosh R. Gole for the Respondent.

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**CORAM : NITIN JAMDAR, AND
MANJUSHA DESHPANDE, JJ.**

DATE : 30 November 2023.

P.C. :

None for the Petitioners.

2 The Petitioners are the Borrowers of the Respondent Co-operative Bank. The Petitioners have filed this Petition with a prayer that the Respondent- Bank should not take physical possession till the proceedings filed by the Petitioners before the Debt Recovery Tribunal are decided. The Petition was filed on 12 July 2019. The same has remained pending without any order. On the last occasion also none had appeared.

3 The learned Counsel for the Respondent- Bank states that the approach of the Petitioners to the Debt Recovery Tribunal is misconceived. Even otherwise the learned Counsel for the Respondent- Bank states that loan account itself is closed and perhaps that is the reason the Petitioners are not being attending the Court. In view thereof, the Writ Petition is disposed of.

(MANJUSHA DESHPANDE, J.)

(NITIN JAMDAR, J.)