

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 13028 OF 2023

GIC Housing Finance Ltd.

...Petitioner

Versus

State Of Maharashtra And Ors.

...Respondents

Mr. Dimple Tejani i/b. Sanjay Anabhawane, *Advocate for
Petitioner.*

Ms. N.M. Mehra, AGP, *for Respondent Nos. 1 & 3/State.*

CORAM : B. P. COLABAWALLA &
M.M. SATHAYE, JJ.

DATE : NOVEMBER 4, 2023

P. C.

1. The above petition is filed *inter alia* to direct the Respondents to expedite execution of the order dated 16/12/2019 passed u/s. 14 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short the “SARFAESI Act, 2002”). By the said order, physical possession of the secured asset, namely, Flat No. B-304 / B Wing, in the building known as “KANCHANGANGA”, 3rd Floor, Plot No. 5-6-7-8, Garibacha Wada, Village – Thakurli, Dombivali (West), Taluka Kalyan, District Thane – 421202 was to be taken.

2. The learned counsel appearing on behalf of the Petitioner has informed us that during the pendency of this petition, the said order u/s.14 of the SARFAESI Act, 2002 has now been duly executed and physical possession of the said secured asset has been handed over to the authorised officer of the Petitioner. She, therefore, seeks leave to withdraw the above writ petition.

3. In these circumstances, the above writ petition is dismissed as withdrawn. There shall be no order as to costs.

4. This order will be digitally signed by the Private Secretary/ Personal Assistant of this Court. All concerned will act on production by fax or email of a digitally signed copy of this order.

[M.M. SATHAYE, J.]

[B. P. COLABAWALLA, J.]