

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION**

**WRIT PETITION NO. 13027 OF 2023**

Bank of Maharashtra

.. Petitioner

**Versus**

State of Maharashtra and Ors.

.. Respondents

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

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***Mr. A.I, Patel, Addl. GP a/w Ms. N.M. Mehra , AGP  
for the Respondent-State.***

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

**DATE : NOVEMBER 09, 2023**

**P. C.**

**1.** The above Writ Petition is filed seeking a direction to Respondent No. 3 to forthwith execute and implement the order dated 2<sup>nd</sup> February 2022, passed by the District Magistrate under Section 14 of the SARFAESI Act, 2002.

**2.** The learned counsel appearing on behalf of the Petitioner stated that during the pendency of the aforesaid Petition, the order of the District Magistrate passed under Section 14 of the

SARFAESI Act, 2002 has been executed and possession of the secured asset ( which formed the subject matter of the Section 14 order) has been already handed over to the authorised officer of the Petitioner. She therefore submitted that nothing survives in the above Writ Petition and she be permitted to withdraw the same.

**3.** In these circumstances, the above Writ Petition is dismissed as withdrawn. 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.]**