

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.47 OF 2022**

Nauchaitanya Nagari Co-op. Bank Ltd.Petitioner

Vs.

State of Maharashtra and Ors.Respondents

Mr. Akash Reddy i/b. Mr. Kishor Ajetroa for petitioner.

Ms. Kavita N. Solunke, AGP for State – respondent.

**CORAM : K. R. SHRIRAM &
RAJESH S. PATIL, JJ.
DATED : 17th APRIL 2023**

PC. :

1 Petitioner is a Co-operative Bank. Respondent no.5 is a debtor of petitioner who had failed to repay the loan to petitioner. The Special Recovery and Sale Officer, Satara District Co-operative Federation, Satara had passed a recovery order dated 19th August 2017 directing recovery of Rs.15,000/- per month from the salary of respondent no.5. Since respondent no.2/3 were not implementing the order, this petition came to be filed.

2 Ms. Solunke relies upon an affidavit of one Vijaykumar Rakhmaji Raut, District Superintending Agriculture Officer, affirmed on 12th December 2022, in which it is stated that his office has addressed a letter dated 16th November 2022 to Taluka Agriculture Officer Jawali (Medha) to recover Rs.15,000/- per month from the salary of respondent no.5 who was at that time working as Agriculture Supervisor at Jawali

(Medha). The Taluka Agriculture Officer Jawali (Medha) has recovered Rs.15,000/- from the November 2022 salary of respondent no.5 and handed over the amount to petitioner. There is also an undertaking to regularly deduct Rs.15,000/- per month from the salary of respondent no.5 for recovery of the loan amount and paying it over to petitioner.

3 In the circumstances, in our view, nothing remains in the petition.

4 Petition accordingly disposed.

(RAJESH S. PATIL, J.)

(K. R. SHRIRAM, J.)