
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 14900 OF 2023

Shital Amikaprasad Pathak & Anr ...Petitioners

Versus

State of Maharashtra through Circle Officer & Ors ...Respondents

Mr. Sharad Bhosale a/w Kiran Gawalwad i/b Swapnali Pednekar,
Advocates for Petitioners.

Mr. A.J. Patel, AGP & M.M. Pabale, for Respondent-State.

CORAM : B. P. COLABAWALLA &
SOMASEKHAR SUNDARESAN, JJ.

DATE : DECEMBER 01, 2023

P. C.

1. In the above matter the learned Advocate appearing on behalf of the Petitioners fairly pointed out that what is challenged in the above Writ Petition is the order passed by the Magistrate under Section 14 of the SARFAESI Act, 2002. He submitted that he has an alternate remedy under Section 17 of the SARFAESI Act, 2002 to challenge the said order. In these circumstances, he sought leave to withdraw the above Writ Petition with liberty to avail the alternate remedy.

2. In these circumstances, the above Writ Petition is dismissed as withdrawn with liberty as prayed. No order as to costs.

3. 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.

[SOMASEKHAR SUNDARESAN, J.]

[B. P. COLABAWALLA, J.]