



Andreza

IN THE HIGH COURT OF BOMBAY AT GOA
WRIT PETITION NO.488 OF 2024

UNION BANK OF INDIA, THR. ITS
AUTH. OFFICER ITS BR. MANAGER
MANISH PRIOLKAR.

... PETITIONER

Versus

STATE OF GOA, THR. CHIEF SECRETARY
AND 2 ORS.

... RESPONDENTS

Mr. Pavithran AV, Advocate with Mr. Prasad Kholkar, Advocate for
the Petitioner.

Mr. Geetesh Shetye, Additional Government Advocate for the
Respondent nos. 1 to 3.

**CORAM:- M. S. KARNIK &
VALMIKI MENEZES, JJ.**

DATED :- 8th July, 2024

ORAL ORDER (Per Valmiki Menezes)

Heard Mr. Pavithran, learned Counsel for the Petitioner and Mr.
Shetye, learned Additional Government Advocate for the Respondent
nos. 1 to 3.

2. Application under Section 13 of the Securitization and
Reconstruction of Financial Assets and Enforcement of Security
Interest Act, 2002, ('SARFAESI' Act, for short), was filed before the
Collector on 10.03.2023 pursuant to which, the District Magistrate
issued an Order on 27.11.2023. The Mamlatdar of Salcete (Joint

Mamlatdar-I), was directed by the District Magistrate to take possession of the scheduled properties situated at Borda and Margao city, pursuant to which, the Mamlatdar issued a Memorandum to the defaulter on 07.12.2023. Since that date, no possession has been taken over by the District Magistrate in terms of Section 17 of the SARFAESI Act.

3. On notice being issued to the District Magistrate, Shri Shetye, learned Additional Government Advocate appearing for the Respondents, makes a statement on instructions from the Joint Mamlatdar-I, Salcete (Respondent no.3), that possession would be taken of the two scheduled properties by 18.07.2024. We record this statement as an undertaking to this Court.

4. From the statements made by the learned Additional Government Advocate for the Respondents, the Petition stands disposed of in view of the above undertaking to this Court, expecting due compliance of the undertaking by 18.07.2024. No costs.

VALMIKI MENEZES, J.

M. S. KARNIK, J.