

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

WRIT PETITION NO. 14725 OF 2024

Ganesh Narayan Kavade And Anr

...Petitioners

Versus

The Wai Urban Co-operative
Bank Ltd. Wai And Ors

...Respondents

...

Adv. Sangramsingh Bhosale (Through VC) a/w. Adv. Abhishek Salian,
Adv. Mayuresh Ingale, Adv. Pallavi Viraj Kakde, Adv. Nrupal
Dingankar, Adv. Venkatesh Shinde, Advocate for the Petitioner.

Ms. D. S. Deshmukh, AGP for respondents-State.

...

**CORAM : A.S. CHANDURKAR &
RAJESH S. PATIL, JJ**

DATE : 21st OCTOBER, 2024.

PC. :

1. Issue notice to respondent No.1. Ms. Deshmukh, waives notice
for Respondents-State.

2. The challenge raised in this Writ Petition is to the steps taken
by the respondent No.1-Bank to execute the Recovery Certificate
issued under Section 101 of the Maharashtra Co-operative Societies
Act, 1961 dated 21st August 2024. As a condition for entertaining the

Writ Petition, the petitioner to deposit 50% of the amount indicated in the Recovery Certificate with Respondent No.1, without prejudice to the rights and contentions raised. Subject to aforesaid, no further steps will be taken to implement the notice for possession. List under the caption "For Directions" on 25th October 2024.

[RAJESH S. PATIL, J.]

[A.S. CHANDURKAR, J.]