



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

WRIT PETITION NO.1237/2024

M/s. K.M. Refineries and Infraspace Pvt. Ltd and another **V/s**
Punjab National Bank and others

*Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders.*

Court's or Judge's order

Ms.Mitisha Kotecha, Advocate for petitioners.
Mr. D.P.Thakare, Addl. G.P. for respondent no.2.

CORAM : NITIN W. SAMBRE & ABHAY J. MANTRI, JJ.
DATE : APRIL 22, 2024.

In view of law laid down by the Apex Court in the matter *CELIR LLP Vs. Bafna Motors (Mumbai) Private Limited and others* reported in (2024) 2 SCC 1, we are of the view that the petitioners have an alternate remedy, as the petitioners properties are already informed to be put to an auction under the provisions of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act 2002.

2. That being so, we refrain from causing indulgence under extraordinary jurisdiction.

3. The petition accordingly stands dismissed with liberty to approach the Debts Recovery Tribunal.

(ABHAY J. MANTRI, J.)

(NITIN W. SAMBRE, J.)