

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 1556 OF 2013

Yashwant Dattu Patil And Ors

... Petitioners

Versus

Union of India, Through Ministry of Finance And Ors ... Respondents

Adv. D. V. Sutar, Ms. R. Shinde, Ms. Reshma Adnaik, Mr. Shashank Chavan, for the Petitioner.

Mr. Vijay Killedar for the Respondent No. 1.

Mr. Tejpal Ingale, Mr. Abhishek Ingale, Adv. V. Vilankar & Mr. Sourabh Patil for Respondent No. 3.

Coram : M. S. Karnik &
Sharmila U. Deshmukh, JJ.

Date : October 8, 2025.

P. C. :

1. The parties are *ad-idem* that the controversy in the present Petition is squarely covered by the decision of this Court in the case of ***Abdul Majid Babaso Momin vs. Union of India*** in Civil Writ Petition No. 4399 of 2013 decided on 30th January, 2017.

2. Learned Counsel for the Respondent No. 3-Bank submits that the decision of this Court in ***Abdul Majid Babaso Momin (supra)*** has been

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challenged in the Hon'ble Apex Court by the Respondent No. 2-NABARD herein and the said PIL is still pending as per his instructions.

3. Learned Counsel for the Petitioner informs that there is no stay to the order passed by this Court.

4. The decision of the Hon'ble Apex Court in *Abdul Majid Babaso Momin (supra)* will obviously govern the present case. In this view of the matter, the present Petition is disposed on the same terms as the order passed in *Abdul Majid Babaso Momin (supra)*.

5. Writ Petition stands disposed of. Liberty to apply.

[Sharmila U. Deshmukh, J.]

[M. S. Karnik, J.]