

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

WRIT PETITION NO. 4425 OF 2025

ICICI Home Finance Co. Ltd & Anr.

... Petitioner

V/s.

**The State of Maharashtra
(through District Magistrate) & Ors.**

... Respondents

Mr. Nikhil Rajani a/w. Mr. Ajay Deshmane i/b. M/s. V. Deshpande & Co. for
Petitioner.

Ms. Kavita N. Solunke, Addl. G.P. a/w. Mr. A.A. Alaspurkar, learned AGP for
Respondent – State.

**CORAM : R.I. CHAGLA AND
FARHAN P. DUBASH, JJ.**

DATE : 17th DECEMBER 2025

P.C.:

1. Mr. Rajani, learned Counsel appearing for the Petitioner has
tendered Affidavit-of-Service bearing today's date which is taken on record.
The Affidavit-of-Service shows that Respondent Nos. 1 to 7 have been served.
Respondent Nos. 6 and 7 (borrowers) have been served on 13th December
2025 and the Postal Authorities vide their internet reports have confirmed
delivery of the envelopes containing the said notice at given addresses of
Respondent Nos. 6 and 7. In spite of service, none appears for Respondent

Nos. 6 and 7 (borrowers).

2. The learned Addl. G.P. appears for Respondent – State.

3. We direct the learned Addl. G.P. of Respondent – State to take instructions as to when the Respondent – State will take physical possession of the Secured Asset from the trespassers i.e. Respondent Nos. 6 and 7 (borrowers).

4. Considering that Respondent Nos. 6 and 7 (borrowers) have not made their appearance inspite of service, issue notice to Respondent Nos. 6 and 7, returnable on 24th December 2025.

5. In addition to Court notice, the Advocates for the Petitioner shall serve notice of this order and listing of matter on the Respondent Nos. 6 and 7 (borrowers). An Affidavit-of-Service shall be filed by them prior to the next date.

6. Stand over to 24th December 2025, to be shown on the Supplementary Board.

(FARHAN P. DUBASH, J.)

(R.I. CHAGLA J.)

Ajay Jadhav
5.WP/4425/2025

Digitally signed
by JYOTI
PRAKASH
PAWAR
Date:
2025.12.17
20:49:23
+0530