

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

WRIT PETITION NO. 15787 OF 2025

Hitesh Vasantlal Bhanushali & Anr.

... Petitioners

V/s.

The State of Maharashtra & Ors.

... Respondents

Mr. Bhavin Gada a/w. Ms. Pratibha Mehta for Petitioner.

Ms. Prashansa Agarwal thru. V.C. a/w. Mr. Omkar Kanegaonkar i/b. Mr. Dhiven Shah.

Mr. Daneel Pancras i/b. Mr. Archit Virmani for Respondent No. 4.

Ms. Rupali Shinde, AGP for Respondent No. 1 & 8 – State.

Mr. Paresh Gargade, PSI Versova Police Station, Mumbai

Mr. Ganesh Thombare, Respondent No.3, Court Commissioner

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

Date : 24th December 2025

ORDER:

1. The Writ Petition has been placed today in view of statement made by Court Commissioner Mr. Ganesh Dadasaheb Thombare that he will issue possession notice and take physical possession of the secured asset.

2. The grievance made by Mr. Thombare on the previous date was that the Respondent No. 8 – Versova Police Station was not providing police

assistance for taking physical possession of the secured asset.

3. The learned AGP appearing on behalf of Respondent No. 8 - Senior Police Officer (SPO), Versova Police Station states on instructions of the Senior Police Officer who is present in Court that Police assistance will be provided to the Court Commissioner - Mr. Thombare for taking physical possession on the date scheduled for taking the same.

4. The Court Commissioner - Mr. Thombare states that possession notice will be issued on 26th December 2025 for taking physical possession of the secured asset on 19th January 2026. The statement is accepted.

5. In view of the above statement, the Court Commissioner - Mr. Thombare shall with Police assistance of Versova Police Station take physical possession of the secured asset on the scheduled date i.e. 19th January 2026.

6. This order is without prejudice to the rights and contentions of the Applicant in Securitization Application No. 230 of 2024 filed in the DRT, Mumbai.

7. Applicant in Securitization Application No. 230 of 2024 shall

give two prior working days notice to the Petitioner in the event of moving the Application.

8. Stand over to 20th January 2026 for compliance.

(FARHAN P. DUBASH, J.)

(R.I. CHAGLA J.)

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Mandar M.

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