

***IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION***

WRIT PETITION (LODGING) NO.37348 OF 2024

Parekh Industries Limited
A company incorporated under
the Companies Act, 1956, having its
registered office at Prince House,
51/3, Marol Co-op. Inds. Estate,
MV Road, Andheri (E),
Mumbai 400 059

... Petitioner

Versus

1. The Reserve Bank of India,
Through the Chief General Manager,
1st Floor, Amar Building,
Sir P.M. Road, Fort, Mumbai 400001
2. The RBI Ombudsman
1st Floor, RBI Byculla Office Building,
Opp. Mumbai Central Station,
Byculla, Mumbai 400 008
3. The Union Bank of India,
Princess Street Branch,
Through its Branch Manager
Devkaran Mansion, Building No 3,
Shamaldas Gandhi Road,
Princess Street, Mumbai 400 002
4. The Additional Director General,
Directorate of Revenue Intelligence,
Bangalore Zonal Unit 8(P)2, 1st Stage,

3rd Block, Opp. BDA Complex,
Bengaluru 560 043

5. The Commissioner of Customs-IV,
Export, Mumbai Zone-III
Air Cargo Complex, Sahar,
Andheri (E), Mumbai 400 099

... Respondents

Mr. Jas Sanghavi a/w Mr. Suyog Bhavé and Mr. Vikas Poojary i/b
PDS Legal for the Petitioner

Ms. Aditi Phatak a/w Mr. Vijay Salokhe i/b BLAC & Co. for the
Respondent No.1-RBI

Mr. A. R. Bamne i/b Mr. Nainesh Amin and Mr. Zulfiq Multani
for the Respondent No.3-UOI

Mr. Siddharth Chandrashekhar a/w Ms. Megha Bajoria for the
Respondent No.5-Customs

**CORAM : REVATI MOHITE DERE &
DR. NEELA GOKHALE, JJ.
FRIDAY, 7th MARCH 2025**

ORAL ORDER (Per Revati Mohite Dere, J.) :

1 Heard learned counsel for the parties.

2 Rule. Rule is made returnable forthwith, with the consent
of the parties and is taken up for final disposal. Learned counsel waives
service on behalf of the respective respondents.

3 By this petition, the petitioner has impugned the order dated 3rd October 2024, by which the respondent No. 2 had disposed of the petitioner's complaint as not maintainable for the reasons set out in the said order dated 3rd October 2024.

4 Learned counsel for the petitioner submits that the grievance of the petitioner was not considered, in particular, the respondent No.3-Union Bank of India's letter dated 6th December 2023 was not considered by the respondent No. 1-RBI, despite the same being sent to the respondent No.1.

5 Learned counsel for the respondent No.1 does not dispute the fact that the said letter dated 6th December 2023 addressed to the respondent No.1 by the respondent No.3-Union Bank of India, was not considered at the time, **respondent No.2** took a decision on the petitioner's complaint.

6 Learned counsel for the respondent No. 1 states that the respondent No. 1-RBI is ready to consider the letter dated 6th

December 2023 addressed by the respondent No. 3 to the respondent No.1.

7 In view of the aforesaid, the order dated 3rd October 2024 passed by the respondent No. 2 is quashed and set aside. The petitioner's complaint is restored back to its original file. Respondent No. 2 to consider the petitioner's complaint afresh, taking into consideration, the letter dated 6th December 2023 addressed by the Union Bank of India to the respondent No.1.

8 Needless to state that it is open for the respondent No.1 to seek such documents as are necessary to decide the **respondent No.3's letter dated 6th December 2023**, both from the petitioner as well as the respondent No. 3.

9 The petition is allowed on the aforesaid terms.

10 Needless to state that all contentions of all parties are kept open.

11 Rule is made absolute on the aforesaid terms. Petition
is disposed of accordingly.

12 All concerned to act on the authenticated copy of this
order.

DR. NEELA GOKHALE, J.

REVATI MOHITE DERE, J.