

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

COMMERCIAL ARBITRATION PETITION NO.356 OF 2024

Dee Plone Polyester Pvt. Ltd.

....Petitioner

V/S

Apna Sahakari Bank Ltd.

....Respondent

None for the Petitioner.

Mr. Sanjiv Punalekar *for Respondent-Bank.*

**CORAM : SANDEEP V. MARNE, J.
DATE : 6 NOVEMBER 2025.**

P.C.:

1. Mr. Punalekar, the learned counsel appearing for the Respondent-Bank would place on record copy of order dated 2 September 2025 passed by the National Company Law Tribunal, Mumbai in support of his contention that Corporate Insolvency Resolution Proceedings have been initiated *qua* the Petitioner. By the order, the Company Petition has been admitted and a Insolvency Resolution Professional has been appointed. According to him Respondent-Bank has a 40% share amongst the Committee of Creditors. He would therefore submit that the present Petition is not maintainable as the Respondent-Bank is not willing to permit the Resolution Professional to prosecute in the present Petition.

2. None had appeared on behalf of the Petitioner. List the Petition under caption 'for dismissal' on 10 November 2025.

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(SANDEEP V. MARNE, J.)