Salunke

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

JAYANT VISHWANATH SALUNKE

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Date: 2026.10.06 11:13:26 +0530

WRIT PETITION NO. 12212 OF 2026

Supreme Equipments Private Limited } Petitioner
Versus
Statte of Maharashtra & Ors. } Respondents

Mr. Vishal Kanade with Mr. Shakib Dhorajiwala, Ms. Aditi Biswas, Mr. Chinmay Bhojane i/b. Vidhi Partners, Advocates for the Petitioner.

Ms. Neha S. Bhide, Government Pleader with Mr. O. A. Chandurkar, Additional Government Pleader and Mr. S. P. Kamble, AGP for Respondents-State.

CORAM : MAHESH CHANDRA TRIPATHI, CJ. &
ADVAIT M. SETHNA, J.

DATE : 5th OCTOBER, 2026

P.C.:

1. By the instant Writ Petition, the Petitioner, *inter alia*, seeks the following substantive reliefs:-

> *"A. That this Hon'ble Court be pleased to issue a Writ of Mandamus or a Writ in the nature of Mandamus or any other appropriate writ, direction or Order, directing the respondent No. 1 to register the sale certificate dated 11.11.2024, without levying interest, penalty or fine on the sale certificate.*
>
> *B. That this Hon'ble Court be pleased to declare the attachment of the subject property by the Respondent No. 3's notice dated 28.06.2018 and 05.08.2019 or any other notice or order as invalid and inoperative."*

2. At the outset, Mr. Kanade, the learned Counsel for the Petitioner, on instructions, makes a statement that the Petitioner does not press the Prayer Clause (B) as extracted above. His statement is accepted.

3. The learned Counsel for the Petitioner submits that the subject property was purchased by the Petitioner in an auction conducted under the provisions of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (SARFAESI) and consequently, the subject Sale Certificate dated 11th November, 2024 was obtained. Despite that, the Respondent No. 1 has refused to register the said Sale Certificate in accordance with law.

4. In view of the order that we propose to pass today, we are not inclined to issue Notice to the Respondents. In the given facts and circumstances of the case and since the Petitioner is an auction purchaser under the SARFAESI Act, we direct Respondent No. 1 to consider the request of the Petitioner for registration of the Sale Certificate dated 11th November, 2024 in accordance with law, as expeditiously as possible, preferably within a period of six weeks from the date of uploading of this Order, in case there is no other legal impediment.

5. We make it clear that we have not adverted into the merits of the matter and all contentions of the parties are kept open.

6. With the aforesaid direction, the Writ Petition is Disposed Of.

[ADVAIT M. SETHNA, J.] **[CHIEF JUSTICE]**