

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 15364 OF 2025

SVC Co-Operative Bank Ltd. and Anr .. Petitioners

V/s.

State of Maharashtra and Ors .. Respondents

Mr. Nikhil Pajani, a/w Mr. Ajay Deshmane, i/b V. Deshpande & Co., for the Petitioners.

Mr. O. A. Chandurkar, Addl GP, a/w Ms. G. R. Raghuwanshi, AGP for the Respondent/State.

CORAM : MANISH PITALE &
SHREERAM V. SHIRSAT, JJ.

DATE : 10TH MARCH 2026.

PC:

1. The petitioner bank (secured creditor) filed this petition as an order passed by the Magistrate under Section 14 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 was not resulting in actual relief. It is brought to our notice that, as a matter of fact, the petitioner bank had taken possession of the secured asset in pursuance of the said order, but the borrowers trespassed into the said property, necessitating filing of this petition.

2. During the pendency of this petition, the respondent State Authorities have taken action, as a consequence of which the petitioner bank has been put back in physical possession of the secured asset.

3. Hence, the petition is rendered infructuous and is disposed of as such.
4. The copy of the 'Tabepavati' (possession receipt) tendered by the learned counsel for the petitioner bank is taken on record.

(SHREERAM V. SHIRSAT, J.)

(MANISH PITALE, J.)