



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

WRIT PETITION NO. 1303 OF 2026

Bank of India, through its Authorized Officer/Representative

Vs.

Union of India, thr. Ministry of Finance, New Delhi & Ors.

*Office Notes, Office Memoranda of Coram,
Appearances, Court's orders of directions
and Registrar's orders.*

Court's or Judge's order

Mr. A.T. Purohit, Advocate for the Petitioner.

Ms. Mugdha Chandurkar, Advocate for Respondent No.1 - Union of India.

CORAM : ANIL S. KILOR AND RAJ D. WAKODE, JJ.

DATE : 12.02.2026

Heard Mr. A.T. Purohit, learned counsel for the petitioner, and Ms. Mugdha Chandurkar, learned counsel for respondent No.1 - Union of India.

2. The petitioner — Bank, a secured creditor, has initiated action against respondent Nos.2 and 3 after they committed default in repayment of a loan amounting to Rs.7.55 crores. The petitioner — Bank has approached the learned Debt Recovery Tribunal, Nagpur, and filed O.A. No.569/2023, which is still pending before the learned DRT.

3. On 14th June, 2024, the petitioner — Bank filed I.A. No.1037/2024, which is at record page No.50 (Annexure-B), seeking attachment of the properties of respondent Nos.2 and 3 before judgment in the aforesaid O.A. However, the said I.A., filed on 14th June, 2024, has not yet been decided by the learned DRT.

4. Section 17(5) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 prescribes a time limit of 60 days for deciding such applications. The proviso thereto permits an extension, which shall not exceed four months from the date of filing of the application.

5. In view of the aforesaid statutory provision and the urgency pointed out by learned counsel for the petitioner, we dispose of the present writ petition with a direction to the learned Debt Recovery Tribunal, Nagpur, to decide the aforesaid application, being I.A. No.1037/2024, within a period of four weeks from the date of this order.

6. The petitioner — Bank undertakes to produce a copy of this order before the learned DRT within a period of one week from today. No costs.

(RAJ D. WAKODE, J.)

(ANIL S. KILOR, J.)

Vijaykumar