



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

WRIT PETITION NO.2433 OF 2026

Mrs Pooja W/o Rakesh Gandhi, Thr. Her Constituted power of Attorney holder Mr Rakesh S/  
Shantilal Gandhi

vs.

Bank of India, ARB, Nagpur Zone, S. v. Patel Marg, Nagpur Thr. Authorised Officer

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Office Notes, Office Memoranda of Coram,  
appearances, Court's orders of directions  
and Registrar's orders  
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Court's or Judge's orders

Shri P. A. Abhyankar, Advocate with Shri Nilesh D. Wakhore, Advocate for  
petitioner.

Shri R. S. Kale, Advocate for respondent.

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

DATED : 27<sup>th</sup> March, 2026

Since the Debt Recovery Tribunal has passed the order on I. A. No.276/2025 rejecting such IA for stay filed by the petitioner, the remedy lies before the Appellate Tribunal. In that case, no grievance survives in the petition.

2. Accordingly, the writ petition is disposed of. However, to enable the petitioner to approach the Debt Recovery Appellate Tribunal, the interim order dated 24/03/2026 shall continue for a period of one week from today and shall stand automatically vacated thereafter.

3. In the meanwhile, the Bank may proceed with the auction proceedings but shall not issue the Sale Certificate.

4. No costs.

(Raj D. Wakode, J.)

(Anil S. Kilor, J.)