

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.3901 OF 2026

Mohan Shashikant Bhosale
Prop. of Shrimant Foods and another ... Petitioners
Vs.
India Bank and others ... Respondents

Mr. Shrigopal G. Dodya for Petitioners.

**CORAM : MANISH PITALE &
SHREERAM V. SHIRSAT, JJ.**
DATE : MARCH 30, 2026

P.C. :

- . Heard Mr. Dodya, learned counsel for the petitioners.
2. It is submitted that the Debt Recovery Appellate Tribunal (DRAT) could not have insisted upon pre-deposit as per *proviso* to Section 18 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 in the light of the law laid down by this Court in the case of M/s. Gadekar Ginning and Pressing Pvt. Ltd. and another Vs. Canara Bank and another (judgement and order dated 03.09.2024 passed in Writ Petition No.12028 of 2022).
3. Issue notice for final disposal, returnable on 05.05.2026.
4. Additionally, the petitioners are permitted to serve the respondents by way of private service and to file an affidavit of service before the returnable date.

(SHREERAM V. SHIRSAT, J.)

(MANISH PITALE, J.)