

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6381 OF 2026

ASREC through its Authorized representative
Mr. Navinchandra Anchan ... Petitioner

V/s.

State of Maharashtra through Govt. Pleader & Ors. ... Respondents

Ms. Pranali R. Rawool i/b. Abhishek Samant and Associates for the Petitioner
Mr. B.V. Samant, Addl.G.P. a/w. Tanu N. Bhatia, AGP for Respondent nos. 1
and 2 - State

CORAM : MANISH PITALE AND
FARHAN P. DUBASH, JJ.

DATE : 8th MAY 2026

P.C. :

1. Heard the learned Counsel for the Petitioner.
2. The Petitioner is a secured creditor constrained to approach this Court in the light of an order dated 8th September 2025 passed by the Debt Recovery Tribunal, Pune (**DRT**). It is asserted on behalf of the Petitioner that condition 'C' imposed in the aforesaid order requiring the Respondent nos. 3 to 7 to deposit Rs. 10 lakhs with the Petitioner within three weeks was not satisfied. On this basis, it is claimed that the aforesaid order of restraining the Petitioner from taking physical possession of the secured assets ought not to operate and the Tahsildar be directed to take immediate steps for taking

physical possession of the secured assets.

3. Considering that the specific allegations made in paragraph 6 of the present Writ Petition that the amount of Rs.10 lakhs was not deposited by the aforesaid Respondents, we are inclined to issue notice for final disposal at the stage of admission.

4. In view of the above, issue notice for final disposal at the stage of admission, returnable on 12th June 2026 (High on Board).

5. The learned AGP waives notice on behalf of Respondent nos. 1 and 2. Additionally, the Petitioner is permitted to serve Respondent nos. 3 to 7 by way of a private notice and shall file an Affidavit-of-Service, within three weeks from today.

(FARHAN P. DUBASH, J.)

(MANISH PITALE, J.)