

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO.8336 OF 2024

Rekha Laxman Harale	.. Petitioner
Vs.	
State of Maharashtra and Ors.	.. Respondents

Mr. Prashant P. Kulkarni, Advocate for the Petitioner.

Mr. S.P. Kamble, Assistant Government Pleader for the Respondent-State of Maharashtra.

**CORAM : A.S. CHANDURKAR &
RAJESH S. PATIL, JJ**

DATE : 1ST JULY, 2024.

PC. :

1. It is submitted by the learned counsel for the petitioner that the petitioner had entered into an Agreement for Sale of Flat No.501 with the respondent no.4. Pursuant to the Agreement dated 26th March 2022, except for receiving an amount of Rs.3,28,000/-, she has not received the balance consideration. The petitioner continues in possession and the documents of title stand in her name. Despite aforesaid, an order under Section 14 of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 was passed against respondent no.4 on 21st November 2023 without impleading the petitioner. It is submitted that since the petitioner is not the borrower and continues in possession, she has approached this Court.

2. Issue notice to the respondents, returnable on 22nd July 2024. The learned Assistant Government Pleader waives notice for respondent no.1-State of Maharashtra. Other respondents be served by all permissible modes.

3. In the light of the averments made in paragraphs 9 and 14 of the Writ Petition, the parties shall maintain status-quo as of today. In other words, if the petitioner is in possession, the same shall not be disturbed till the next date of the proceedings.

[RAJESH S. PATIL, J.]

[A.S. CHANDURKAR, J.]