



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

WRIT PETITION NO.8842 OF 2023

Edelweiss Asset Reconstruction
Company Ltd. & Anr.

.. Petitioners

Vs.

The State of Maharashtra & Ors.

.. Respondents

...

Mr. Nikhil Rajani with Mr. Dhruvam Gaikwad i/by M/s V.
Deshpande & Co., Advocates for the Petitioners.

Mr. N. C. Walimbe, Additional Government Pleader with Mr. Y. D.
Patil, Assistant Government Pleader for the respondent nos.1 to 4.

...

**CORAM : A.S. CHANDURKAR &
M.M. SATHAYE, JJ**

DATE : 21st FEBRUARY 2025.

P.C. :

1. One of the contentions urged by the learned counsel for the petitioners is that Mutation Entry No.1624 recording the charge of respondent nos.2 and 3 came to be recorded in the revenue records on 23/09/2018. Prior thereto on 18/04/2018, the petitioners interest in the subject property was recorded with the Central Registry of Securitization Asset Reconstruction and Security Interest of India-CERSAI. Relying upon the decision, the Writ Petition No.15712 of 2022 (*Omkara Assets Reconstruction Private Limited and Anr. Vs. The State of Maharashtra & Ors.*) dated 10/04/2023, it is submitted that the respondent nos.2 and 3 had not registered their charge with the CERSAI.



2. The respondent nos.5 and 6 are not present today. To grant an opportunity, put up for further consideration on 13/03/2025.

The petitioners to serve copy of this order on the respondent nos.5 and 6 and give notice of the present proceedings to the said respondents.

3. Parties to act on authenticated copy of this order.

[M.M. SATHAYE, J.]

[A.S. CHANDURKAR, J.]