

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

WRIT PETITION (L) NO.12663 OF 2021

Surya Prakash Madrecha Petitioner

vs.

IDBI Bank Ltd. and Ors. Respondents

Mr.Kazan Shroff a/w Mr.Vikash Kumar and Mr.Mohnish Jain i/b M/s.Lex Legal and Partners for the petitioner

None for the respondents

**CORAM: K.K.TATED &
PRITHVIRAJ K. CHAVAN, JJ.**

DATED : SEPTEMBER 15, 2021

P.C.

. Heard.

2. The learned counsel for the petitioner submits that by this Writ Petition they challenged the order dated 22.03.2021 passed by Wilful Defaulter Committee of IDBI Bank Limited. He submits that during the pendency of the present Writ Petition, the Wilful Defaulter Review Committee also passed the order on 07.08.2021 and issued notice to the petitioner. He submits that in view of subsequent development, petitioner may be permitted to carry out amendment as per the draft amendment tendered across the bar.

3. The learned counsel for the petitioner submits that draft amendment copy is already served on the other side. Statement is accepted.

4. Considering the submissions made by the learned counsel for the petitioner and the order dated 07.08.2021 passed by Wilful Defaulter Review Committee, we are satisfied that petitioner has made out a case to carry out amendment. Hence, following order:

a. Petitioner is permitted to carry out amendment as per the draft amendment tendered across the bar on or before 17.09.2021.

b. If amendment is carried out within time, petitioner is directed to serve amended copy of petition on respondent immediately but in any case on or before 18.09.2021 and file affidavit of service to that effect.

c. If affidavit of service is filed, matter to appear on board on 20.09.2021, else as per CMIS date

d. Petitioner is directed to inform the other side in writing about the next date also.

(PRITHVIRAJ K. CHAVAN, J.)

(K.K.TATED, J.)