

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION (L) NO.13512 OF 2025**

Lagadapati Madhusudhan Rao & Ors. ... Petitioners
V/s.

Bank of Maharashtra & Anr. ... Respondents

Mr. Ashish Kamat, Senior Counsel a/w Nasrin Shaikh, Malak Bhatt, Neeha Nagpal & Nitya Prabhakar i/by NM Law Chambers for the Petitioners.
None for the Respondents.

**CORAM : KAMAL KHATA AND
ARIF S. DOCTOR, JJ.
[VACATION COURT]**

DATE : 14TH MAY 2025

PC. :

1. Heard Learned Senior Counsel for the Petitioners.
2. At the outset, Learned Counsel for the Petitioners tenders draft amendment which is taken on record and marked 'X' for identification.
3. Amendment permitted to be carried out within a period of one week from today. Re-verification is dispensed with.
4. The Petitioners to serve amended Petition within two weeks thereafter.
5. The present Petition is filed challenging the Impugned declarations whereby the Respondent Bank declared the Petitioner's

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accounts as “Fraud” purportedly as per RBI Master Direction by letter dated 28th March 2025.

6. The Petition avers that the Petitioners’ efforts to obtain requisite documents from the banks failed and hence the Petitioner filed a Writ Petition in the Delhi High Court. By its order dated 22nd May 2024 the Writ Petition was disposed off with directions to give inspection of all the documents to the Petitioner that formed the basis of the impugned letter. Despite directions the Respondent Bank failed to comply.

7. Mr. Kamat learned senior counsel took us through the documents on record. Upon hearing him and having perused the record, we find that the Petitioners have made out *prima facie* case for interim reliefs. Evidently, the Respondent Bank has not complied with the order dated 22nd May 2024 of the Delhi High Court whereby it failed to give documents and then a personal hearing.

8. Mr. Kamat relies upon the order of this Court in the case of ***Kamal Krishnan Singh & Ors. Vs. Canara Bank Limited & Ors.***¹ and the judgement of the Hon’ble Supreme Court in the case of ***State Bank of India & Ors. Vs. Rajesh Agarwal & Ors.***² to submit that the order passed by the Respondent Bank deserves to be stayed in view of the ratio as laid down in the aforesaid two judgements.

1 Order order dated 7th March 2025 in Writ Petition (L) No.35626 of 2024.

2 (2023) 6 SCC 1

9. Considering the facts and Law stated above, we are inclined to grant ad interim relief in terms of prayer clause (b.i) till the next date.

10. Issue notice to the Respondents, returnable on 18th June 2025. Hamdast is permitted.

11. The Petitioners undertake to file an Affidavit of Service in this Court within a period of one week from today.

12. Stand over to 18th June 2025.

(ARIF S. DOCTOR, J.)

(KAMAL KHATA, J.)