



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

INTERIM APPLICATION (L) NO.26069 OF 2024
IN
WRIT PETITION (L) NO. 16909 OF 2024

CITY UNION BANK LIMITED

..APPLICANT

VS.

ASSET CARE AND RECONSTRUCTION
ENTERPRISE LIMITED

..RESPONDENT

Adv. Rohan Cama a/w. Adv. T. N. Tripathi, Adv. Somya i/b. T. N. Tripathi & Co. for petitioners.

Adv. Aayush Kothari a/w. Adv. Vinay Deshpande i/b. M/s. V. Deshpande & Co. for applicant (org. respondent no.8)

Adv. Sanjay Anabhawane for respondent nos.6 & 7.

Mr. Milind More, Addl. GP a/w. Smt. Rita Joshi, AGP for State.

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

DATE : 22nd August 2024.

P.C. :

INTERIM APPLICATION (L) NO.26069 OF 2024 IN WRIT PETITION (L) NO. 16909 OF 2024 :-

1. The learned counsel for the applicant has tendered draft amendment seeking to amend prayer Clauses (c) and (d) of the Interim Application.

2. The applicant is permitted to amend the aforesaid prayer Clauses. Amendment to be carried out forthwith. Re-verification is dispensed with.

3. The learned counsel for the applicant – respondent no.8 submits that the applicant without prejudice to its rights and contentions is willing to deposit an amount of Rs.1,16,100/- along with Goods and Service Tax with the petitioner on a monthly basis until further orders.

4. The learned counsel for the petitioner submits that the aforesaid statement be accepted without prejudice to the rights and contentions of the petitioner as well as the grounds raised in the Writ Petition.

5. Subject to aforesaid deposit, the petitioner would not take any steps to dispossess the respondent no.8 from the premises as described at Exhibit 'A' (admeasuring 1290 sq.ft. on the ground floor) in Interim Application.

6. This direction is issued without prejudice to the rights and contentions of either parties.

7. The Interim Application is disposed of.

WRIT PETITION (L) NO. 16909 OF 2024 :-

8. The affidavit-in-reply filed on behalf of the respondent nos. 6 and 7 is taken on record.

9. Rejoinder, if any, be filed within a period of three weeks.

10. Stand over to 12th September 2024.

[RAJESH S. PATIL, J.]

[A.S. CHANDURKAR, J.]