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941-WP-13145-2017

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD

941 WRIT PETITION NO. 13145 OF 2017

Nalluri Giri Prasad N R Janakiram

VERSUS

Mohammad Shamim Ansari And Others

...

Mr. S. V. Adwant, Advocate for the Petitioner.

Mr. V. D. Sapkal a/w Mr. Amit Gadekar i/by Mr. S. R. Sapkal, Advocate  
for Respondent No.1.

Mr. Anand S. Pagare, Advocate for Respondent No.2.

**CORAM : KISHORE C. SANT &**

**SUSHIL M. GHODESWAR, JJ.**

**DATE : 5<sup>th</sup> MAY 2026.**

**PC :-**

1. This Court, on the earlier occasion, has directed the petitioner to deposit the amount to show bonafide. It is pointed out that, in the same matter, order dated 20.01.2026 was even carried to the Hon'ble Apex Court by filing SLP (C) No.13687-13688/2026 and the same came to be dismissed. The order was passed to test the bonafide of the petitioner as the petitioner accepted the amount of compensation for the property even after the said property was attached and was taken in possession by

the respondent-bank. In spite of granting specific time, till today, no amount is deposited.

2. This Court thus finds that the petitioner has failed to show the bonafides. This Court has no other option but to dismiss the petition due to lack of bonafide.

3. At this stage, the learned Advocate Mr. Advant, on instructions, informs the Court that the petitioner is ready to deposit Rs.10 lakh and also to create a charge over the property on the plot in the DMIC at Bidkin. This Court is of the opinion that, had there really been bonafide intention, the petitioner could have made such a request well in advance i.e. before the expiry of the period. After suffering an order from Hon'ble Supreme Court and when this Court is likely to dismiss the petition today, such statement is coming from the petitioner. This Court is thus not inclined to entertain the petition. Petition therefore stands dismissed. No order as to costs.

[SUSHIL M. GHODESWAR, J.]

[KISHORE C. SANT, J.]