

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.**

WRIT PETITION NO.4592 OF 2026

[M/s Sukhyog Services .vs. State of Maharashtra and Another]

*Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders.*

Court's or Judge's order

Shri. Shantanu M. Pande, Advocate for Petitioner.

**CORAM : ANIL S. KILOR AND
RAJ D. WAKODE, JJ.**

DATE : 12th JUNE, 2026.

1. Heard Shri. Shantanu M. Pande, learned counsel for petitioner.

2. The petitioner has approached this Court seeking challenge to the impugned order dated 07.03.2026, passed in Criminal Misc. Application No.1028 of 2026, by the 9th Joint Civil Judge Senior Division and A.C.J.M., Nagpur, and the notice dated 05.06.2026. The aforesaid notice is at record page No.50 (Annexure – G).

3. Shri. M. Y. Wadkar, learned counsel appears on caveat for respondent No.2 – Bank, has pointed out that the petitioner has approached the learned Debts Recovery Tribunal, Nagpur, by filing securitization proceedings under Section 17 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (hereinafter referred to as, “the SARFAESI Act” for the sake of brevity) challenging the aforesaid impugned order and notice and hence, the present petition is not maintainable.

4. However, we are of the considered opinion that the impugned order dated 07.03.2026 passed by the learned 9th Joint Civil Judge Senior Division and A.C.J.M., Nagpur, under Section

14 of the SARFAESI Act, cannot be adjudicated by the learned D.R.T., Nagpur. Hence, restricted only to the challenge to the impugned order dated 07.03.2026, issue notice to the respondents, returnable on 16.07.2026.

5. Shri. N. S. Rao, learned Asst. G. P., waives service of notice on behalf of respondent No.1/State and Shri. M. Y. Wadkar, learned counsel, waives notice on behalf of respondent No.2.

(RAJ D. WAKODE, J.)

(ANIL S. KILOR, J.)