¦ITEM NO.109 COURT NO.4 SECTION IX

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

CIVIL APPEAL NO. 3445/2011

MAHARASHTRA STATE CO-OPERATIVE BANK LTD. APPELLANT(S)

VERSUS

STATE OF MAHARASHTRA AND ORS RESPONDENT(S)

[WITH APPLN.(S) FOR DIRECTIONIS, PERMISSION TO FILE ADDITIONAL DOCUMENTS, EXEMPTION FROM FILING O.T., DIRECTIONS AND INTERIM RELIEF AND OFFICE REPORT]

Date : 15/02/2017 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI

HON'BLE MR. JUSTICE ASHOK BHUSHAN

For Appellant(s) Mr. Vijay Hansaria, Sr. Adv.
Mr. M. Y. Deshmukh, Adv.
Mr. Shakti Pandey, Adv.

For Respondent(s) Dr. Kylasanatha Pillay, Sr. Adv.
Mr. Kunal A. Cheema, AGA
Mr. Yogesh K. Ahirrao, Adv.
Mr. Nishant Ramakantrao Katneshwarkar,Adv.

UPON hearing the counsel the Court made the following

O R D E R

Having regard to the issues involved and after hearing the learned counsels for the parties we are of the view that the following order would be appropriate for the present.

The authorized representative(s) of the appellant Bank and the State of Maharashtra in the Cooperation Department will hold a meeting wherein the Bank will give

to the representative(s) of the State Government full details of the number of loan accounts; the total amount of the guarantees offered by the State Government with and without interest; the amounts recovered by the Bank including by way of sale of the hypothecated properties, if any; pending proceedings instituted by the Bank against the principal debtors, if any; and such other relevant details.

Once the aforesaid information is laid before the representative(s) of the State Government, the said representative(s) will receive necessary instructions from such other competent authority of the State Government and indicate its/their response to the Bank. Thereafter, the stand of the Bank along with the stand of the State Government in the matter be placed before the Court along with full instructions as to what amount according to the State Government is due and payable, if any, to the appellant Bank.

As the aforesaid exercise is likely to take some time we adjourn the case for 12 weeks with the direction to the parties to report back to the Court in the form of an affidavit of the competent authority of the respective parties of the outcome of the negotiation/meeting. Such report will be filed before the Court within 12 weeks from today.

List the matter thereafter.

[VINOD LAKHINA]
COURT MASTER [ASHA SONI]
COURT MASTER