



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

WRIT PETITION (L) NO. 39894 OF 2025
WITH
WRIT PETITION (L) NO. 38636 OF 2025

Damara Gold Pvt. Ltd. And Ors.

... Petitioners

V/s.

Punjab National Bank and Ors.

... Respondents

Mr. Mustafa Doctor, Senior Counsel with Ms. Pooja Batra and Saurabh Nikalje for the Petitioners

Ms. Vidhi Suthar with Sushil Kumar and Aditya Juvekar i/b. Kumar Legal Research LLP for Respondent No.1

Mr. Pradeep Mane with Ms. Huzan Bhumgara and Ms. Riddhi Badhekar i/b. Desai & Diwanji for Respondent No.2

Mr. Swapnil Kekare, Senior Manager, PNB

CORAM : R.I. CHAGLA AND
FARHAN P. DUBASH, JJ.

DATE : 11TH DECEMBER 2025

P.C. :

1. These Writ Petitions had been moved by Mr. Mustafa Doctor, learned Senior Counsel yesterday for urgent ad-interim relief. The ad-interim relief sought was to restrain the Respondent No.1 – Bank from acting in furtherance of impugned orders dated 3rd November 2025 (in Writ

petition (L) No. 38636 of 2025) and 14th November 2025 (in Writ Petition (L) No. 39894 of 2025) of the Review Committee of Respondent No.1 – Bank. The anxiety expressed by Mr. Doctor was that the Respondent No.1 – Bank had issued an e-mail dated 4th December 2025 to the Petitioners calling upon the Petitioners to clear all outstanding dues as mentioned in the said impugned orders of the Review Committee, failing which the Respondent No.1 – Bank shall publish the names and photographs of the borrowers, directors and guarantors in the newspapers.

2. Mr. Doctor had sought deletion of Petitioner No.1 in view of a Petition under Section 7 of the Insolvency and Bankruptcy Code (IBC), 2016 having been filed against Petitioner No.1 which had been admitted on 8th December 2025. The Petitioner Nos.2 to 4 were permitted to submit a Draft Amendment for amendment of the cause title of the Petition for deleting Petitioner No.1. The matters were accordingly stood over till today.

3. Today, we have been informed that inspite of the concerned Officer of Respondent No.1 - Bank being present yesterday when the above Petitions had been moved, the Respondent No.1 – Bank has published the names and photographs of the borrowers, directors and guarantors in today's Business Standard newspaper.

4. A soft copy of the article published in the Business Standard newspaper by Respondent No.1 – Bank has been shown to this Court. We are shocked and enraged as to how Respondent No.1 – Bank could have published this article, considering that they were fully aware of these proceedings and the application made for ad-interim relief by the Petitioners, which had been stood over today only for the purpose of deletion of Petitioner No.1 by the amendment proposed and which prevented the Petitioners from making the application for ad-interim relief yesterday.

5. The conduct of Respondent No.1 – Bank is highly improper and not expected of a Nationalized Bank.

6. After expressing our views, the learned Counsel appearing for Respondent No.1 – Bank states on instructions that Respondent No.1 – Bank will not act in furtherance and/or rely upon the impugned order dated 3rd November 2025 (in Writ Petition (L) No. 38636 of 2025) and impugned order dated 14th November 2025 (in Writ Petition (L) No. 39894 of 2025) passed by the Review Committee of Respondent No.1 – Bank declaring the Petitioner No.1 as wilful defaulter till further orders of this Court. The statement is accepted.

7. Mr. Doctor has tendered Draft Amendments for deletion of Petitioner No.1 as party to the present Writ Petitions and for consequential

amendment. The Draft Amendment in Writ Petition (L) No. 38636 of 2025 is taken on record and marked 'X' for identification and Draft Amendment in Writ Petition (L) No. 39894 of 2025 which is taken on record and marked 'Y' for identification.

8. The Petitioners are permitted to amend the Writ Petitions in terms of Draft Amendments marked 'X' and 'Y' which amendments shall be carried out by 16th December 2025. Re-verification is dispensed with.

9. The amended Writ Petitions shall be served by the Petitioners on the Respondents. The Respondents shall file their Affidavit-in-Reply to the Writ Petitions within a period of two weeks from service of the amended Writ Petitions.

10. The Petitioners are at liberty to file their Affidavits-in-Rejoinder to the Affidavits-in-Reply filed by the Respondents within a period of two weeks thereafter.

11. Place the Writ Petitions for further consideration on 19th January 2026.

(FARHAN P. DUBASH, J.)

(R.I. CHAGLA J.)

Jyoti Pawar
910. WPL 39894-38636-2025

JYOTI
PRAKASH
PAWAR

Digitally signed
by JYOTI
PRAKASH PAWAR
Date: 2025.12.12
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Order dated 11TH December 2025