

Court No. - 1

Case :- MATTERS UNDER ARTICLE 227 No. - 9069 of 2023

Petitioner :- Noble Co-Operative Bank Limited

Respondent :- State Of U.P. And 5 Others

Counsel for Petitioner :- Gyanesh Kumar,Ashutosh Mishra

Counsel for Respondent :- C.S.C.

Hon'ble Jayant Banerji,J.

1. Learned counsel for the petitioner prays for and is permitted to delete the names of the State of Uttar Pradesh and the District Judge from the array of parties mentioned in this petition, and to renumber the other respondents accordingly, during course of the day.

2. The office is directed to correct the computer and other records accordingly.

3. It is stated by the learned counsel for the petitioner that an application under Section Section 14 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (in short 'SARFAESI Act'), was filed in the court of the Chief Judicial Magistrate on 01.03.2023 by the petitioner, which is yet to be decided and this petition has been filed seeking a direction for expeditious disposal of the aforesaid application.

4. It is stated by the learned counsel for the petitioner that given the provisions in sub-section (1) of Section 14 of the SARFAESI Act, a direction be issued to decide the application filed by the petitioner.

5. Section 14(1) of the SARFAESI Act provides that the Chief

Metropolitan Magistrate or the District Magistrate is mandated to decide an application within thirty days with a conditional extension not exceeding sixty days.

6. In view of the aforesaid provisions of the Act, I am of the opinion that no further direction is required.

7. The petition is, accordingly, **disposed of**.

Order Date :- 5.12.2023

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(Jayant Banerji, J.)