

Court No. - 3

Case :- WRIT - C No. - 41254 of 2023

Petitioner :- Tata Capital Housing Finance Ltd.

Respondent :- State Of U.P. And 4 Others

Counsel for Petitioner :- Amit Shukla

Counsel for Respondent :- CSC

Hon'ble Siddhartha Varma,J.

Hon'ble Shekhar B. Saraf,J.

1. Heard learned counsel for the petitioner and the learned Standing Counsel for the State.
2. Learned counsel for the petitioner states that the petitioner has filed an application under Section 14 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 bearing Case No. NIL of 2023 titled as Tata Capital Housing Finance Ltd. v. Gaurav Bhardwaj and another on 11.5.2023. He further states that the aforesaid application is not being decided and, therefore, the petitioner is not able to take possession of the property in question.
3. Learned Standing Counsel states that the aforesaid application would be decided by respondent No.3- Additional District Magistrate (Finance & Revenue), District Gautam Budh Nagar expeditiously.
4. Keeping in mind that the petitioner has to recover the loan amount due to the borrowers-respondent Nos.4 and 5, we direct that Case No. NIL of 2023 titled as Tata Capital Housing Finance Ltd. v. Gaurav Bhardwaj and another be decided within a period of one month from the date of production of certified copy of this order.
5. With the aforesaid observations, the writ petition is disposed of.

Order Date :- 30.11.2023

Kuldeep

(Shekhar B. Saraf,J.)

(Siddhartha Varma,J.)