



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 15TH DAY OF JUNE, 2026

BEFORE

THE HON'BLE MR. JUSTICE M.G.S. KAMAL

WRIT PETITION NO. 12438 OF 2022 (GM-RES)

BETWEEN:

1. RAKESH KUMAR S.,
S/O BASARAVAJ S,
AGED ABOUT 35 YEARS
2. BASAVARAJ S
S/O HALAPPA SHIGLI,
AGED ABOUT 69 YEARS,

BOTH TEMPORARILY
RESIDING AT NO.67, 3RD FLOOR,
2ND MAIN, 3RD CROSS,
ANURAGHA LAYOUT,
VIDYARANYAPURA,
BENGALORE-560 097.

...PETITIONERS

(BY SRI. SRIRAM SINGH.,ADVOCATE)

AND:

CENT BANK HOME FINANCE LIMITED
BRANCH OFFICE,
NO.850/2, SAI SUMUKHA,
D-BLOCK, SAHAKARNAGAR,
BANGALORE-560 092
BY ITS AUTHORISED OFFICER.

...RESPONDENT

(BY SRI. CHIDANANDA MURTHY M.,ADVOCATE)

Digitally signed
by SUMA B N
Location: HIGH
COURT OF
KARNATAKA



THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO DIRECT RESPONDENT TO HAND OVER THE MOVABLE ARTICLES BELONGING TO THE PETITIONERS AND THEIR FAMILY IN THE SCHEDULE PROPERTY WHICH IS PRESENTLY IN THE POSSESSION OF THE RESPONDENT AS DEMANDED IN NOTICE DATED 23.05.2022 ANNEXURE-F ISSUED BY THE RESPONDENT.

THIS PETITION, COMING ON FOR PRELIMINARY HEARING IN 'B' GROUP, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE M.G.S. KAMAL

ORAL ORDER

Proceedings put in question in this writ petition arise on account of the steps taken by the respondent- financial institution under the provisions of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest (SARFAESI Act), 2002 (Act, 2002 for brevity).

2. Since effective alternate remedy is provided under the Act, 2002, reserving liberty to the petitioner, to avail such remedy, if so advised, within a period of 30 days from the date of receipt of certified copy of this order, petition is ***disposed of.***



**NC: 2026:KHC:28948
WP No. 12438 of 2022**

3. It is made clear, time consumed in prosecuting this petition shall be considered for exemption or for condonation of delay if steps are taken within time stipulated above.

**Sd/-
(M.G.S. KAMAL)
JUDGE**

RU
List No.: 1 Sl No.: 43