

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

**THE HONOURABLE THE AG.CHIEF JUSTICE MR.ASHOK BHUSHAN
&
THE HONOURABLE MR.JUSTICE A.M.SHAFIQUE**

WEDNESDAY, THE 23RD DAY OF SEPTEMBER 2015/1ST ASWINA, 1937

WA.No. 2092 of 2015

AGAINST THE JUDGMENT IN W.P.(C).NO.24245 OF 2015, DATED 11.08.2015

APPELLANT(S)/PETITIONER :

**K. AMEERSHAH MOHAMMED, AGED 44 YEARS,
S/O.LATE ABDULLA, KARAKKADAN HOUSE,
VALLUVANGAD SOUTH P.O., MALAPPURAM DISTRICT.**

**BY ADVS.SRI.GEORGE SEBASTIAN
SRI.R.SYLESHWAREN NAIR**

RESPONDENT(S) :

**THE STATE BANK OF TRAVANCORE,
PERINTHALMANNA BRANCH, PATTAMBI ROAD,
MALAPPURAM DISTRICT, PIN- 679 322,
REPRESENTED BY CHIEF MANAGER/AUTHORIZED OFFICER.**

**BY SRI.T.SETHUMADHAVAN (SENIOR ADVOCATE)
ADVS. SRI.PUSHPARAJAN KODOTH
SRI.K.JAYESH MOHANKUMAR**

**THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 23-09-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

Msd.

ASHOK BHUSHAN, C.J.

&

A.M. SHAFFIQUE, J.

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W.A. No. 2092 of 2015

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Dated this, the 23rd day of September, 2015

J U D G M E N T

Shaffique, J.

Petitioner in WP(C) No.24245/2015 is in appeal challenging judgment dated 11/8/2015. Writ petition was filed challenging the proceedings initiated by the respondent Bank under the SARFAESI Act, 2002. Learned Single Judge dismissed the writ petition on the ground that petitioner had on two earlier occasions approached this Court and on finding that the sale did not take place had withdrawn the writ petition seeking liberty to file a fresh writ petition.

We do not find any error in the judgment of the learned Single Judge. Accordingly, the writ appeal is dismissed.

Sd/-

ASHOK BHUSHAN, CHIEF JUSTICE

Sd/-

A.M. SHAFFIQUE, JUDGE

Rp

23/09/2015

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PS to Judge