

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-01-2015

CORAM:

THE HONOURABLE MR. JUSTICE SATISH K. AGNIHOTRI
AND
THE HONOURABLE MR. JUSTICE M. VENUGOPAL

W.P.No.1897 of 2015

- 1 State Bank of India
Stressed Assets Management Branch
Red Cross
Buildings No.32 Montieth Road Egmore
Chennai-600 008. Petitioner
- Vs
- 1 The District Magistrate-Cum-
Collector Thiruvavarur District Thiruvavarur. Respondent

Petition filed under Article 226 of the Constitution of India praying for a writ of mandamus to direct the respondent to dispose of the application filed by the petitioner under Sec. 14 of the SARFAESI Act on 15.05.2014 in accordance with law.

For petitioners :: Mr. V. Suresh for M/s. Shivakumar
and Suresh
For respondents :: Mr. P.S. Shivashamugha Sundaram,
Special Government Pleader.

ORDER

(Order of the Court was made by SATISH K. AGNIHOTRI, J.)

The grievance of the petitioner is that the petitioner Bank had filed an application under the provisions of Section 14 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short "SARFAESI Act") on 15.5.2014, seeking assistance of the respondent for taking over possession of the secured asset in furtherance of exercise under Section 13(4) of the SARFAESI Act. The authority has not taken any step so far when the object of the said provisions is to extend assistance to secure the possession of the secured asset at the earliest.

2. The learned counsel appearing for the respondent submits that a direction to that effect may be passed.

3. Accordingly, we direct the respondent to take up the matter and decide the same in accordance with law and on its own merits as expeditiously as possible preferably within a period of six weeks from the date of receipt of a copy of this order.

4. The writ petition is disposed of, accordingly. No costs.

glp

-s/d-

Assistant Registrar()

Dt:3/2/2014

True Copy

Sub-Assistant Registrar

To

The District Magistrate-Cum- Collector
Thiruvarur District
Thiruvarur.

+ 1 cc to M/s.Shivakumar & Suresh, Advocate SR 4241

+ 1 cc to Govt.Pleader, High Court, Madras SR 4417

rsk(co)
prk6/2

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सत्यमेव जयते

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