

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.03.2015

CORAM:

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

W.P. Nos.5403 and 5404 of 2015

Sundaram BNP Paribas Home Finance Ltd.
Represented by its Authorised Officer
N. Udayakumar
46 Whites Road
SF Towers - I Floor
Royapettah
Chennai 600 014

Petitioner in both the WPs

Vs.

The District Magistrate/District Collector
Salem District
Salem - 636 001
No.5403/2015

Respondent in WP

The District Magistrate/District Collector
Salem District
Salem - 636 001
No.5404/2015

Respondent in WP

Writ Petitions filed under Article 226 of the Constitution of India seeking a writ of mandamus directing the respondents to consider and pass orders on the petitioner's petitions dated 15.07.2014 filed under Section 14 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002.

For petitioner Mr. K.J. Parthasarathy
in both the WPs

For respondent
in both the WPs

Mr. N.Sakthivel
Government Advocate

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COMMON ORDER

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

The grievance of the petitioner is that the petitioner had filed petitions under the provisions of Section 14 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short "the SARFAESI Act") on 15.07.2014 seeking assistance of the respondents for taking over possession of the secured asset in furtherance of exercise under Section 13(4) of the SARFAESI Act. However, the respondents have not taken any step so far when the object of the said provisions is to extend assistance to secure possession of the secured asset, at the earliest.

2. The learned Government Advocate appearing for the respondents submits that a direction to that effect may be issued to the respondents.

3. Accordingly, we direct the respondents 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 petitions are disposed of accordingly. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

cad
To

The District Magistrate/District Collector
Salem District
Salem

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pmk.30.3.2015