

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.14532 of 2012

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Anju Rani W/O Sri Raj Kumar Thakur Present Address Resident of Main Road
Pankaj Cinema Chawk, Koiriya Tola, P.S.- Raxaul, District- East Champaran,
Permanent Address R/O- Pantoka, P.O.- Singhpur Haraiya, District- East
Champaran

.... Petitioner

Versus

1. The State of Bihar through the Chief Secretary Govt. of Bihar, Patna
2. The Collector, East Champaran
3. The Certificate Officer, Motihari, East Champaran
4. The Manager, Canara Bank, Raxaul

.... Respondents

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Appearance:

For the Petitioner	:	NONE
For the State	:	MR. MARUTH NATH ROY, AC TO SC4
For the Resp. Bank	:	MR. RAJAN GHOSHRAVE, ADVOCATE

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 12-08-2016

The present writ petition has been filed for setting aside the notice dated 13.02.2012 issued by the respondent no. 4 as contained in Annexure 4 and 4/1 under Section 3(2) of the Securitization and Reconstruction of Financial Assets And Enforcement of Security Interest Act, 2002 (for short “the SARFAESI Act”).

2. None appears on behalf of the petitioner despite repeated calls today. Learned counsel for the respondent Bank appears and has been heard.

3. At the very outset, this Court takes note that the petitioner had adequate remedy under Section 13(3A) of the SARFAESI Act by

filing a representation raising objection against the impugned action of the respondent Bank which does not appear to have been availed of by the petitioner before rushing to this Court with the present writ petition.

4. In the above view of the matter, this Court is not inclined to grant any relief to the petitioner and the writ petition stands dismissed.

(Vikash Jain, J)

Chandran/Ibrar

AFR/NAFR	NAFR
CAV DATE	N.A.
Uploading Date	16.08.2016
Transmission Date	N.A.