

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: **05.05.2016**

Coram:

The Hon'ble Mr.Justice **K.K.SASIDHARAN**
and

The Hon'ble Dr.Justice **S.VIMALA**

C.R.P.(PD)Nos.1396 and 1398 of 2016 and
CMP.No.7786 of 2016

The Authorised Officer,
State Bank of India,
Stressed Assets Management Branch,
1112, Raja Plaza, Avinashi Road,
Coimbatore - 641 037

...Petitioner in both CRPs

Vs.

1.M/s.M.P.Shan Tex Pvt. Ltd.,
Rep. by its Managing Director,
Mr.P.Umashankar,
SF No.145/1A/A,Near Amman Koil,
Parappalayam, Mannarai Post,
Tirupur - 641 607.

2.P.Umashankar
3.U.Suganthi Shankar
4.K.Palaniswamy
5.The Registrar,
Debts Recovery Tribunal,
Coimbatore, Avinashi Road,
Coimbatore - 641 018.

...Respondents in
C.R.P.No.1396 of 2016

(5th respondent impleaded vide order dated 04.05.2016 in C.M.P.No.7921/2016
by KKSJ and SVJ)

1.T.Sriram
2.T.Jayaram
3.M/s.Pioneer Feeds and Poultry Products Pvt. Ltd.,
Rep. by Official Liquidator,Madras High Court.

4.V.Thimmiyan

5.The Registrar,
Debts Recovery Tribunal,
Coimbatore, Avinashi Road,
Coimbatore - 641 018.

...Respondents in CRP.No.1398/2016

(5th respondent impleaded vide order dated 04.05.2016 in C.M.P.No.7922/2016 by KKSJ and SVJ)

Civil Revision Petitions filed under Article 227 of the Constitution of India seeking for a direction to the Hon'ble DRT at Coimbatore for an early hearing and disposal of S.A.No.58 of 2014 along with I.A.No.567 of 2014 and S.A.No.7 of 2016 along with I.A.No.58 of 2016 respectively.

For Petitioner : Mr.Om Prakash for
M/s.Ramalingam and Associates

ORDER

[Order of the Court was delivered by
[K.K.SASIDHARAN, J.]

These civil revision petitions are filed by the Secured Creditor with a grievance that the Debts Recovery Tribunal, Coimbatore failed to dispose of the SARFAESI appeals filed by the respondents within a reasonable time.

2. We have heard the learned counsel for the petitioner. We consider it not necessary to issue notice to the respondents, in view of the limited relief claimed by the petitioner.

3. The SARFAESI appeals are stated to be pending from 2014 onwards. The petitioner has produced the Diary Extract indicating the pendency of SARFAESI appeals and the interlocutory applications filed by the respondents.

4. Since the SARFAESI appeals are pending right from 2014, we direct the Debts Recovery Tribunal, Coimbatore to consider the matters and dispose of the same on merits and as per law as expeditiously as possible.

The Civil Revision Petitions are disposed of with the above direction. No costs. Consequently, connected miscellaneous petition is closed.

[K.K.S., J.] [S.V., J.]

05.05.2016

Index:Yes/No

Note : Issue the order copy by 09.05.2016

K.K.SASIDHARAN,J.
and
Dr.S.VIMALA, J.

svki

To

The Registrar,
Debts Recovery Tribunal,
Coimbatore, Avinashi Road,
Coimbatore - 641 018.

C.R.P.(PD)Nos.1396 and 1398 of 2016

05.05.2016