

THE HON'BLE SRI JUSTICE V. RAMASUBRAMANIAN
AND
THE HON'BLE SRI JUSTICE G. SHYAM PRASAD

WRIT PETITION No.44941 of 2016

Between:

N.C. Narsimha Reddy

PETITIONER

And

1. The State Bank of Hyderabad, Yemmiganur Branch, # 1-2023, Devi Nivas, Park Road, Yemmiganur-518 360, Kurnool District, rep. by its Authorised Officer, under SARFAESI Act, and another.

RESPONSENTS



THE HON'BLE SRI JUSTICE V. RAMASUBRAMANIAN
AND
THE HON'BLE SRI JUSTICE G. SHYAM PRASAD

WRIT PETITION No.44941 of 2016

ORDER: (Per Hon'ble Sri Justice V. Ramasubramanian)

The petitioner has come up with the above writ petition challenging a notice dated 9.11.2016 issued by the bank.

2. Heard Mr. M. Ganga Rao, learned counsel appearing for the petitioner. Mr. A. Krishnam Raju, learned counsel takes notice for the 1st respondent-Bank.

3. At the out set, what is challenged in the writ petition is only a notice issued prior to the sale. The Bank has not issued an auction sale notice in terms of Rule 8(6). Therefore, the petitioner has no cause of action as on date.

4. In any case, the petitioner should approach only the Tribunal, even if a sale notice is issued hereafter. Therefore, with the above liberty, this writ petition is dismissed.

5. As a sequel, pending miscellaneous petitions, if any, shall stand closed. There shall be no order as to costs.

JUSTICE V. RAMASUBRAMANIAN

JUSTICE G. SHYAM PRASAD

22nd December, 2016
Js.

THE HON'BLE SRI JUSTICE V. RAMASUBRAMANIAN
AND
THE HON'BLE SRI JUSTICE G. SHYAM PRASAD

WRIT PETITION No.44941 of 2016



Date: 22-12-2016

Js.