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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 3967/2016**

SHANAWAZ RANA AND ANR Petitioner

Represented by: Mr.K.C.Kharbanda,
Mr.T.N.Saxena, Advs.

versus

DRT-II NEW DELHI AND ORS Respondent

Represented by: Mr.Punit K.Bhalla, Adv. for
ICICI.

CORAM:

HON'BLE MR. JUSTICE PRADEEP NANDRAJOG

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

06.05.2016

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CM 16771/2015

Exemption allowed subject to just exceptions.

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1. Petitioners grievance is that issue of lack of territorial jurisdiction of the Debt Recovery Tribunal (DRT) at Delhi warrants the claim filed by the bank to be returned with a direction that it should be filed before the DRT having territorial jurisdiction.
2. There being no grievance that DRT is not deciding the jurisdictional issue and is passing interim orders impacting valuable right of the petitioner we hold that no case is made out to issue any direction in the writ petition but only to observe that the Tribunal should first decide the issue of territorial jurisdiction before it decides any other prayer made by the bank for an interim measure.

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3. Petition is disposed of so observing without any order as to cost.

CM 16772/2015 (stay)

Dismissed as infructuous.

PRADEEP NANDRAJOG, J.

MUKTA GUPTA, J.

MAY 06, 2016

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