

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16389 of 2016

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Smt. Shila Singh @ Sheela Singh, daughter of Suresh Prasad, resident of
Kandi Nawada, P.O. Bitho Shari, P.S. Chandaoti, District Gaya

.... Petitioner/s

Versus

The Authorised Officer, State Bank of India, Military Cantonment, Gaya,
ASC Centre North, Paharpur Gaya.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Pandey
For the Bank : Mr. Satya Prakash Tripathy,
Mr. Satya Vrat

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 18-01-2017 Heard learned counsel for the petitioner and learned
counsel for the Bank.

Petitioner has taken housing loan of Rs. 12,50,000/-
and interest of Rs. 19,456/- has been added. The Bank has
issued notice under section 13(2) of the SARFAESI Act
upon the petitioner.

Learned counsel for the petitioner submits that
petitioner has filed show-cause which is pending for
consideration.

If the petitioner has filed show-cause, the Bank is
obliged to consider her objection and pass a final order and if
final order is passed against the petitioner he will be at liberty
to exercise the forum of appeal under the SARFAESI ACT.



If such an appeal is filed the authority will be obliged to hear the petitioner and pass a final order in accordance with law.

With the aforesaid observation and direction this writ petition is disposed of.

(Shivaji Pandey, J)

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