

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6323 OF 2017

MEP Cotton Ltd and ors.

.... Petitioners

vs

State Bank of India and ors.

.... Respondents

Mr. Ghanshyam Upadhyay i/by Law Juris for the petitioners
None for the respondents

**CORAM: B. R. GAVAI &
RIYAZ I. CHAGLA, JJ.**

DATE : June 13, 2017

PC. :

1 The Petition challenges the order dated 16.03.2017 passed by the Debt Recovery Tribunal-II, Ahmedabad.

2 The Debt Recovery Tribunal, Ahmedabad would come under the supervisory jurisdiction of the High Court of Gujarat. It is the Gujarat High Court which will have the jurisdiction under Article 227 to entertain a challenge to the correctness or otherwise of a proceeding of a tribunal subordinate to it. Even while exercising the jurisdiction under Article 226 for issuance of writ of certiorari, it is

again the High Court of Gujarat at Ahmedabad which will have the jurisdiction to entertain such a challenge.

3 In that view of the matter, we find that the present Petition is not tenable on the ground of territorial jurisdiction. The writ petition is therefore rejected without affecting the right of the Petitioner to approach an appropriate forum.

(RIYAZ I. CHAGLA J.)

(B. R. GAVAI J.)