

THE HON'BLE THE ACTING CHIEF JUSTICE RAMESH RANGANATHAN

AND

THE HON'BLE MS JUSTICE J.UMA DEVI

WRIT PETITION NO.28608 OF 2017

ORDER: {Per the Hon'ble the Acting Chief Justice Ramesh Ranganathan}

Smt. V.Dyumani, learned Standing Counsel for the respondent-Bank, would submit that the cause in the Writ Petition does not survive as the auction held on 19.06.2017, pursuant to the auction notice dated 15.05.2017, was of no avail as no bidders came forward to purchase the subject property.

Sri K.Srinivas, learned counsel for the petitioner, would submit that, as the bank intends to issue a fresh notice to put the subject property to sale, the petitioner be given liberty to approach the Debts Recovery Tribunal under Section 17 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 against the notice issued under Section 13(4) of the said Act.

Granting liberty as sought for, the Writ Petition is dismissed as infructuous. There shall be no order as to costs. Miscellaneous petitions, if any, pending shall stand dismissed.

(RAMESH RANGANATHAN, ACJ)

(J.UMA DEVI, J)

30th August 2017
RRB