

THE HON'BLE SRI JUSTICE V. RAMASUBRAMANIAN
AND

THE HON'BLE SRI JUSTICE G. SHYAM PRASAD

WRIT PETITION No. 1056 of 2017

ORDER: (*Per VRS,J*)

The petitioner has come up with the above writ petition, challenging a notice issued under Section 13(2) of the SARFAESI Act, 2002.

2. Heard Mr. P. Nageswara Rao, learned counsel for the petitioner.

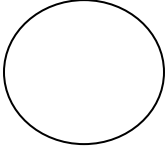
3. As against a notice under Section 13(2), no cause of action would arise. The petitioner has to give a reply and the 1st respondent-Bank has to pass orders under Section 13(3A). Thereafter, if the 1st respondent-Bank takes action under Section 13(4), it is only then that the petitioner will have a cause of action. Therefore, leaving it open to the petitioner to give a reply to the notice, the Writ Petition is dismissed.

Consequently, miscellaneous petitions if any pending in the writ petition shall stand dismissed. No order as to costs.

V. RAMASUBRAMANIAN, J

G. SHYAM PRASAD, J

6th January, 2017
cbs



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AND
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Writ Petition No. 1056 of 2017
(dismissed)

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