

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.831 of 2017

IN

Civil Writ Jurisdiction Case No. 5338 of 2015

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Santosh Kumar, son of Akhileshwar Singh, resident of Gosai Math, Sampat Chak,
P.O. Sona Gopalpur, P.S. Gopalpur, District Patna.

.... Petitioner / Appellant

Versus

1. The State of Bihar through Collector, Patna
2. The Regional Manager Central Bank of India, Regional Office, Block- B, 2nd Floor, Maurya Complex, Dak Bungalow Road, Patna.
3. The Branch Manager, Central Bank of India, Branch Birla Mandir Road, Branch Code-7, Patna.
4. The Authorized Officer, Central Bank of India, Regional Office Block-B, 2nd Floor, Maurya Complex, Dak Bungalow Road, Patna.

.... Respondents / Respondents

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Appearance:

For the Appellant/s : Mr. Mrityunjay Kumar, Advocate.

For the Respondent/s : Mr. Ajay Kumar Sinha, Advocate.

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 02-04-2018

In view of the alternate remedy available by filing of a statutory appeal before the competent authority under the SARFAESI Act and keeping in view the recent judgment of the Hon'ble Supreme Court in the case of **Authorized Officer, State Bank of Travancore & Anr. Vs. Mathew K.C.** [(2018) 3 SCC 85], the petitioner - appellant should invoke the statutory remedy available under the



SARFAESI Act and we grant liberty to the petitioner - appellant to do
so.

With the aforesaid the appeal stands disposed of.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

Dilip, AR

AFR/NAFR	NAFR
CAV DATE	N/A
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