

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.1311 of 2018

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Sanjay Kumar, Son of Late Satyanarayan Singh, Resident of Ward No. 1,
Issufchak, Takiya Bazar, Police Station Sasaram Model, District Rohtas.

.... Petitioner

Versus

1. The Bank of Baroda, through its Chairman cum Managing Director, Suraj Plaza - 1, Sayaji Ganj, Baroda - 390005.
2. The Regional Manager, Regional Office, Bank of Baroda, West Boring Canal Road, Anand Vihar, Patna.
3. The Senior Manager-cum-Authorised Officer, Bank of Baroda, Sasaram Branch, Hasnu Market, Old G.T. Road, Sasaram, District - Rohtas, Bihar.

.... Respondents

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Appearance :

For the Petitioner : Mr. Ajay Prasad,
Mr. Ajit Kumar Sinha, Advocates

For the Respondents : Mr. Purusottam Prasad,
Mr. R.N. Sinha, Advocates

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 22-02-2018

Heard learned counsel for the petitioner as well as learned
counsel for the respondents.

2. The present writ petition has been filed for quashing the
possession notice dated 19.12.2017 issued by the respondent
authorities under Section 13(4) of the Securitization and
Reconstruction of Financial Assets and Enforcement of Security
Interest Act, 2002 (for short, "SARFAESI Act") pasted on the wall of the
petitioner's premises without disposal of the representation filed by
the petitioner under Section 13(3A) of the SARFAESI Act.

3. After some arguments, Mr. Ajay Prasad, learned counsel
for the petitioner seeks permission to withdraw the writ petition with



liberty to avail of the statutory remedy by way of appeal before the Debts Recovery Tribunal.

4. As prayed, the writ petition is permitted to be withdrawn and dismissed with the aforesaid liberty.

(Vikash Jain, J)

B.T/Chandran

AFR/NAFR	NAFR
CAV DATE	N.A.
Uploading Date	26.02.2018
Transmission Date	N.A.

