

**IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF
ANDHRA PRADESH**

**HON'BLE SRI JUSTICE V.RAMASUBRAMANIAN
AND
HON'BLE MS. JUSTICE J. UMA DEVI**

W.P.No.15989 of 2018

Date: 30-04-2018

Between:

Edupuganti Aruna Kumari, W/o E.U. Rama Rao,
Aged 55 years, Occ: House wife, R/o 3-296/A/C,
Kodad Town & Mandal, Khammam Cross Road,
Suryapeta District, Telangana

... Petitioner

And

The State of Telangana, represented by its
Chief Secretary, Secretariat, Hyderabad and
3 others.

... Respondents

Counsel for the Petitioner : Ms. Rubaina S. Khatoon

Counsel for Respondents : Mr. B.S. Prasad, standing counsel

HON'BLE SRI JUSTICE V.RAMASUBRAMANIAN

AND

HON'BLE MS. JUSTICE J. UMA DEVI

Writ Petition No.15989 of 2018

ORDER: *(per V. Ramasubramanian,J)*

Challenging an auction notice issued on 28-03-2018, the petitioner, who is the guarantor, has come up with the above writ petition.

2. Heard Sri G.R. Sudhakar, learned counsel for the petitioner.

3. The petitioner has an effective alternative remedy of appeal to the Debts Recovery Tribunal under Section 17 of the SARFAESI Act, 2002. The Supreme Court had indicated in **The Authorized Officer, State Bank of Travancore v. Mathew K.C. (Civil Appeal No. 1281 of 2018 arising out of SLP (C) No.24610 of 2015)** that alternative remedy cannot be bypassed as a matter of routine.

4. Therefore, leaving it open to the petitioner to approach the Debts Recovery Tribunal, the writ petition is dismissed.

As a sequel thereto, miscellaneous petitions, if any, pending shall stand closed.

V. RAMASUBRAMANIAN, J

J. UMA DEVI, J

Date: 30-04-2018

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