

***IN THE HIGH COURT OF BOMBAY AT GOA***

***WRIT PETITION NO.41 OF 2020***

SHANTADURGA TRANSPORT CO.  
PVT.LTD., THR. ITS MANAGING  
DIRECTOR, SHARAD KESHKAMAT. .... Petitioner

Versus

KARNATAKA BANK LTD., THR. ITS  
AUTHORIZED REPRESENTATIVE  
AND 2 ORS. .... Respondents

Mr. Ashwin D. Bhobe with Ms. K. Govenkar, Advocates for the  
Petitioner.

Mr. S.P. Munj, Addl. Government Advocate for the Respondents No.2  
and 3.

Coram:- M.S. SONAK &  
SMT. M. S. JAWALKAR, JJ.

Date:- 3rd February, 2020

**ORAL ORDER (Per M.S. Sonak, J.)**

Heard Mr. Ashwin D. Bhobe with Ms. K. Govenkar for the  
Petitioner and Mr. S. P. Munj, Additional Government Advocate for  
Respondents No.2 and 3.

2. The challenge in this petition is to the action taken by the  
District Magistrate under the provisions of the Securitisation and

Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (SARFAESI Act, 2002).

3. Taking into consideration the view taken by us in the case of *Crosscraft Private Ltd. v. Authorized Officer, Madgaum Urban Co-op. Bank Ltd. and others - (2019) 2 AIR Bom R 458* as also, the several decisions of the Hon'ble Apex Court referred to therein, we are not inclined to entertain the present petition, more particularly since, the petitioners, have alternate and efficacious remedy available to them under the SARFAESI Act, 2002.

4. Accordingly, we dismiss this petition but however grant liberty to the petitioners to avail of the alternate remedies available to them under the SARFAESI Act, 2002.

***SMT. M. S. JAWALKAR, J.***

***M. S. SONAK, J.***