

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.19950 of 2021

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M/s Bhadrashree Steel and Power Ltd. through its Director, Mukesh Goel,
Hospet, Bellary, Karnataka.

... .. Petitioner/s

Versus

1. The State Bank of India SARB, Main Branch, West Gandhi Maidan, Patna,
Bihar - 800001.
2. The M/s Balaji Ingots India Pvt. Ltd., Naya Bazar, Pachna Road, Near
Telephone Exchange, Lakhisarai, Bihar - 811311.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Ravindra Kumar, Advocate
For the Respondent No.1:		Mr. Sanjiv Kumar, Advocate
		Mr. Sanjay Singh Thakur, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL JUDGMENT
(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 15-12-2021

Heard learned counsel for the parties.

The petitioner has prayed for the following relief/s :-

- (I) For issuance of appropriate writ/writs, directing the Debts Recovery Tribunal (hereinafter referred to as 'DRT'), Patna for early disposal of S.A. No. 126/2020 which is lying pending since 2020 as the present petitioner declared as successful bidder and after full & final payment, the Sale Confirmation Certificate was given to applicant and Possession letter was given with regard to the entire



movable assets of Respondent No.2 and the petitioner, after taking possession, has appointed 7 workmen at the site to start the work and the applicant is paying them salary of Rs.126000/- per month and the amount, deposited against the consideration value of assets Rs.5.55 crore, is also lying as dead investment of the petitioner;

- (II) For issuance of appropriate direction to the bank to deliver actual physical possession over the property;
- (III) For issuance of other appropriate writ/writs, order/orders, direction/directions in the fact and circumstances of this case;

Dr. K.N. Singh, learned Additional Solicitor General, invites our attention to the notification dated 13th of December, 2021, whereby Presiding Officer, Debt Recovery Tribunal, Ranchi has been given charge of Debt Recovery Tribunal, Patna.

In this view of the matter, the petitioner can conveniently approach the Tribunal and pursue the proceedings already initiated with reference to the subject matter in issue.

We direct status quo to be maintained for two weeks by the parties. Thereafter, interim order shall stand automatically vacated.

With aforesaid observation, the writ petition stands



disposed of.

Interlocutory application, if any, shall also stand
disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Ashwini/Sujit

AFR/NAFR	
CAV DATE	
Uploading Date	16.12.2021
Transmission Date	

