

AD-15  
Ct No.09  
17.10.2023  
TN

WPA No. 23811 of 2023

Tata Capital Housing Finance Limited and another  
Vs.  
State of West Bengal and others

Mr. Pratip Mukherjee,  
Mr. Sayak Ranjan Ganguly,  
Ms. Srijani Ghosh

.... for the petitioners

Mr. Biswabrata Basu Mallick,  
Ms. Mrinalini Majumdar

.... for the State

- 1.** The petitioner no.1 is a financial company whose application under Section 14 of the SARFAESI Act, 2002 is pending beyond the statutory period as stipulated in the said Act.
- 2.** Learned counsel for the petitioners contends that there is no pending challenge under Section 17 of the said Act by the borrower.
- 3.** Hence, WPA No. 23811 of 2023 is disposed of by directing the respondent no.2/the District Magistrate to dispose of the petitioners' application under Section 14 of the SARFAESI Act, 2002 as expeditiously as possible, positively on or before November 24, 2023.
- 4.** There will be no order as to costs.
- 5.** Urgent photostat certified copies of this order, if applied for, be made available to the parties upon compliance with the requisite formalities.

(Sabyasachi Bhattacharyya, J.)