

16.05.2024
court no. 28
serial no.185
kaushik

WPA 219 of 2024

Indu Choubey
Vs.
Aditya Birla Housing Finance Limited &
Ors.

Mr. Sukanta Ghosh
... .. for the petitioner

The petitioner has already moved the Debt Recovery Tribunal.

The petition is pending.

The present writ petition is bereaved of any merit.

Since the dispute is question relates to the proceedings under SARFESI Act, 2002, the writ petition is not maintainable in view of the judgment of Hon'ble Supreme Court in **PHR Invent Educational Society Vs. UCO Bank** reported in **2024 SCC Online SC 528**.

In view of the aforesaid, the present writ petition is dismissed.

Urgent certified photocopy of this order, if applied for, be supplied to the parties expeditiously on compliance of usual legal formalities.

(Gaurang Kanth, J.)