

Item No.20
03.10.2024
Court. No. 9
GB

W.P.A. 7316 of 2024

Sk. Aktar Hossain
Vs.
Bandhan Bank Limited & Ors.

Mr. Sukanta Ghosh.
Ms. Shilpa Thapa

...for the Petitioner.

Ms. Soni Ojha,
Ms. Sambrita B. Chatterjee

...for the Bank.

1. The petitioner's allegation against the bank can be agitated before the learned Debts Recovery Tribunal by filing proper application under Section 17 of the SARFAESI Act.
2. It goes without saying that unless there is an order of attachment or injunction in respect of other properties of the petitioner from the proper forum, the bank will restrict its claim to the mortgaged property.
3. Accordingly, the writ petition is disposed of.
4. Parties are to act on the basis of the server copy of this order.

(Shampa Sarkar, J.)