

**1709
2025**

WEDNESDAY

COURT : MB-07
ITEM : AD-16
STAUS : DISMISSED
ID : 266057
AR : NANDY

**IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE**

WPA 4603 OF 2022

SYED MURAD MAHMOOD

VS.

THE STATE BANK OF WEST BENGAL & ORS.

1. Challenging the action of the secured creditor and recovery of dues under the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (The SARFAESI Act), the present writ-petition has been preferred.
2. Record reveals that a notice under Section 13(4) of the SARFAESI Act was issued. Even in exercise of power under Section 14 of the SARFAESI Act, the concerned District Magistrate has taken possession of the secured asset.
3. Due to existence of efficacious alternative remedy, this writ-petition cannot be entertained.
4. In view thereof, **WPA 4603 of 2022** is **dismissed** without any order as to costs.
5. However, this order of dismissal shall not preclude the petitioner from approaching the appropriate forum to redress his grievances.

(PARTHA SARATHI CHATTERJEE, J.)

