

09.04.2026

Ct. No. 7
Sl. No. 37
RANJAN

WPA 836 of 2022

SHRI GOVIND MUNDHRA
VS.
THE CHAIRMAN, BANGIYA GRAMIN VIKASH BANK AND ORS.

Mr. Aditya Chakraborty
Mr. Triptimoy Talukder
Mr. Dibyendu Ghosh
Mr. Abhiraj Tarafdar

....for the Petitioner

Mr. B. Ghosal
Mr. Saikat Mukherjee

....for the Respondent Bank

It is submitted on behalf of the respondent bank that during the pendency of this proceedings, the bank has issued a fresh notice under section 13(4) of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (in short SARFAESI Act) hence the petition has become infructuous.

In view of the subsequent event which has transpired after the filing of the petition and the statutory alternative remedy available to the petitioner under the SARFAESI Act the writ petition is dismissed.

WPA 836 of 2022 stands dismissed.

Liberty is granted to the petitioner to avail of the statutory alternative efficacious remedy in accordance with law, if so advised.

It is made clear that there has been no adjudication on the merits of the case and all issues are left open for the concerned Debts Recovery Tribunal to decide in accordance with law.

A copy of the notice under Section 13(4) of the SARFAESI Act is also supplied to the petitioner.

(RAVI KRISHAN KAPUR, J.)