

D/L.02.
March 25, 2026.
KAUSHIK

WPA No. 6081 of 2026

Sanjit Bijli
Vs.
The State of West Bengal & Ors.

Ms. Priyanka Bhowmick
... for the petitioner

Mr. Suman Sengupta
Ms. Amrita Panja Moulick
... for the State

The grievance of the petitioner is directed against action initiated under Section 13(4) of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (SARFAESI).

It is submitted on behalf of the petitioner that they are in financial difficulty and cannot make payment of the outstanding amount.

None appears on behalf of the private respondent nor is any adjournment prayer for.

The State is represented.

In view of the clear statutory embargo under the provisions of SARFAESI and, more particularly, under Section 17 of the Act of 2002, there is no scope of interference by the Writ Court.

WPA 6081 of 2026 stands dismissed.

Liberty is granted to the petitioner to approach the available statutory remedy in

accordance with law. It is made clear that there has been no adjudication on the merits of the case and all questions are left open to the adjudicated by the Appropriate Tribunal to decide.

(Ravi Krishan Kapur, J.)