HC-KAR

NC: 2026:KHC:54762
WP No. 3147 of 2024
C/W WP No. 3297 of 2024

CNR: KAHC010056202024

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 1ST DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE T.P.VIVEKANANDA

WRIT PETITION NO. 3147 OF 2024 (GM-RES)
C/W
WRIT PETITION NO. 3297 OF 2024 (GM-RES)

IN WP No. 3147/2024

BETWEEN:

1. M/S ORIG PHARMACEUTICALS PVT. LTD.,
NO.18, Y.V. ANNAIAH ROAD
YALACHENAHALLI, J.P.NAGAR POST
BANGALORE SOUTH
BANGALORE – 560 078

REPRESENTED BY ITS DIRECTORS

2. MR. JEAN KAMAL (DIRECTOR)
AGED ABOUT 45 YEARS
S/O SRI. KAMALAN B.

Digitally signed by PAVITHRA B
Location: HIGH COURT OF KARNATAKA

3. MRS. LAKSHMI JEAN (DIRECTOR)
AGED ABOUT 40 YEARS
W/O SRI JEAN KAMAL

BOTH ARE R/AT NO.118
LEYAM, KHATA NO.24/2
4TH CROSS, M.S.LAYOUT,
JARAGANAHALLI, J.P.NAGAR
6TH PHASE, BANGALORE SOUTH
BANGALORE – 560 078.

...PETITIONERS

(BY SRI MOHAMMED ATIF, ADVOCATE FOR
SRI RAJENDRA M.A., ADVOCATE)

AND:

THE AUTHORIZED OFFICER
INDUSIND BANK LIMITED
HAVING ITS REGISTERED OFFICE AT
2401, GENERAL THIMMAYYA ROAD
CANTONMENT, PUNE
REP. BY ITS GENERAL MANAGER
BRANCH OFFICE AT
EMBASSY HEIGHTS, 3RD FLOOR
B.BLOCK, MAGARATH ROAD
BANGALORE - 560 025.

…RESPONDENT

(BY SMT. CHITHRA NIRMALA P., ADVOCATE)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH/SET ASIDE THE IMPUGNED ORDER DTD 26.12.2023 PASSED BY THE HON'BLE 30TH ACMM COURT, AT BENGALURU, IN CRL.MISC.NO.6817/2023 ANNEXURE-A, SINCE THERE IS GROSS VIOLATION OF PROVISIONS OF THE ACT AND ON SUBSTANTIAL QUESTION OF LAW, WHICH THE HON'BLE 30TH ACMM COURT, AT BENGALURU, FAILED TO CONSIDER WHILE PASSING THE IMPUGNED ORDER AND ETC.,

IN WP NO. 3297/2024

BETWEEN:

1. M/S. L.K.MED SUPPLIES
REGISTERED UNDER THE
PARTNERSHIP ACT, 1932
NO.18, Y.V. ANNAIAH ROAD
YALACHENAHALLI
J.P. NAGAR POST
BANGALORE SOUTH
BANGALORE - 560 078.

REPRESENTED BY ITS PARTNERS.

2. MR. JEAN KAMAL
AGED ABOUT 45 YEARS
S/O. SRI KAMALAN B.

3. MRS. LAKSHMI JEAN
AGED ABOUT 40 YEARS
W/O. SRI. JEAN KAMAL

BOTH ARE RESIDING AT
NO.118, LEYAM KHATA NO.24/2
4TH CROSS, M.S. LAYOUT
JARAGANAHALLI, J.P. NAGAR
6TH PHASE, BANGALORE SOUTH
BANGALORE - 560 078.

...PETITIONERS

(BY SRI MOHAMMED ATIF, ADVOCATE FOR
SRI RAJENDRA M.A., ADVOCATE)

AND:

THE AUTHORIZED OFFICER
INDUSIND BANK LIMITED
HAVING ITS REGISTERED OFFICE
AT 2401, GENERAL THIMMAYYA ROAD
CANTONMENT, PUNE
ALSO BRANCH OFFICE AT
EMBASSY HEIGHTS
3RD FLOOR, B BLOCK
MAGARATH ROAD
BANGALORE – 560 025
REP. BY ITS GENERAL MANAGER.

...RESPONDENT

(BY SMT. CHITHRA NIRMALA P., ADVOCATE)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH/SET ASIDE THE IMPUGNED ORDER DTD 18.12.2023 PASSED BY THE HON'BLE 2ND ACMM COURT, AT BENGALURU, IN CRL.MISC.NO.7126/2023 ANNEXURE-A, SINCE THERE IS

GROSS VIOLATION OF PROVISIONS OF THE ACT AND ON SUBSTANTIAL QUESTION OF LAW, WHICH THE HON'BLE 2ND ACMM COURT, AT BENGALURU, FAILED TO CONSIDER WHILE PASSING THE IMPUGNED ORDER AND ETC.

THESE PETITIONS, COMING ON FOR PRELIMINARY HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE T.P.VIVEKANANDA

ORAL ORDER

Learned counsel for the petitioners in W.P.No.3147/2024 have challenged the order dated 26.12.2023 in Crl.Misc.No.6817/2023 passed by the 30th ACMM Court at Bengaluru and the petitioners in W.P.No.3297/2024 have challenged the order dated 18.12.2023 in Crl.Misc.No.7126/2023 allowing the petition filed by the respondent - Bank under Section 14 of the SARFAESI Act.

2. The submission of the learned counsel for the respondent is that, since there was no interim order granted in the present writ petitions, the respondent – Bank, acting pursuant to the order passed by the learned Magistrate took over possession of the secured asset and

sold in public auction. In the light of the subsequent development, the prayer sought in both the petitions has rendered infructuous.

3. Taking note of the aforesaid submission of the learned counsel for the respondent, the writ petitions are ***dismissed*** as having become infructuous.

Sd/-
(T.P.VIVEKANANDA)
JUDGE

GSR
List No.: 1 Sl No.: 24