HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 15TH DAY OF APRIL, 2026

PRESENT

THE HON'BLE MR. JUSTICE D K SINGH

AND

THE HON'BLE MR. JUSTICE T.M.NADAF

WRIT PETITION NO. 11498 OF 2024 (GM-DRT)

BETWEEN:

SMT. NISHA K.V.,
W/O A.K. CHANDRASHEKAR,
AGED ABOUT 37 YEARS,
NO.711/420, 7TH WARD,
2ND CROSS, M.G. ROAD,
CHATRADABEEDHI,
RAMANAGAR - 562 159.

...PETITIONER

(BY SRI. RUDRABHUSHAN C B., ADVOCATE FOR
SMT. NISHA K.V., PARTY-IN-PERSON)

Digitally signed by REKHA R
Location: High Court of Karnataka

AND:

1. STATE BANK OF INDIA,
AUTHORISED OFFICER,
VIDYANAGAR BRANCH,
OPP. PANCHAYATH BHAVAN,
B.M. ROAD,
RAMANAGAR - 562 159.

2. MR. K.D. CHANDRA,
S/O DODDIREGOWDA,
AGED ABOUT 38 YEARS,
RESIDING AT NO.28,

KORATAGERE DODDI,
UYYAMBALLI,
KANAKAPURA TALUK,
MULAHALLI, RAMANAGAR,
KANAKAPURA - 562 119.

…RESPONDENTS

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONTITUTION OF INDIA, 1949, PRAYING TO QUASH/SET-ASIDE THE IMPUGNED ORDER DATED 12/03/2024 PASSED BY THE PRESIDING OFFICER, DEBTS RECOVERY TRIBUNAL-2, BANGALORE, IN RA NO.03/2021 WHICH IS PRODUCED VIDE ANNEXURE-A AND PASS ANY SUCH FURTHER ORDER/ORDERS, RELIEFS OR DIRECTIONS BY INVOKING ITS INHERENT POWERS AS THIS HON'BLE COURT DEEMS FIT AND PROPER IN REGARD TO THE FACTS AND CIRCUMSTANCES OF THE CASE, INCLUDING "RESTORATION OF THE POSSESSION OF SCHEDULE PROPERTY" FORTHWITH, BY TAKING AN UNDERTAKING OR AFFIDAVIT THAT THE POSSESSION WILL BE DELIVERED / HANDED OVER SUBJECT TO THE OUTCOME OF THIS WRIT PETITION.

THIS PETITION, COMING ON FOR ORDERS, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE D K SINGH
and
HON'BLE MR. JUSTICE T.M.NADAF

ORAL ORDER

(PER: HON'BLE MR. JUSTICE D K SINGH)

Learned counsel for the petitioner after arguing the matter at length requests to dismiss the appeal as withdrawn, with liberty for the petitioner to take appropriate proceedings against the orders passed by the Debts Recovery Tribunal II, Karnataka, Bengaluru.

2. Considering the said submission, the writ petition is ***dismissed as withdrawn*** with liberty as prayed for.

3. The time consumed in prosecuting this writ petition may be considered for condoning the delay under Section 14 of Limitation Act, 1963.

Sd/-
(D K SINGH)
JUDGE

Sd/-
(T.M.NADAF)
JUDGE

PK
List No.: 1 Sl No.: 8