



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 31ST DAY OF MAY, 2023

BEFORE

THE HON'BLE MR JUSTICE KRISHNA S DIXIT

WRIT PETITION NO. 6905 OF 2023 (GM-RES)

BETWEEN:

CANARA BANK,
ASSET RECOVERY MANAGEMENT BRANCH
CIRCLE OFFICE BUILDING, BALMATTI ROAD,
MANGALURU – 575 001.
REPRESENTED BY ITS CHIEF MANAGER,
MR.JALEESH DINAKARAN.

...PETITIONER

(BY SRI.VIGNESH SHETTY.,ADVOCATE)

AND:

1. M/S KALASA ESTATE,
A PARTNERSHIP FIRM
KALASA ESTATE, MAVINAKERE VILLAGE,
KALASA MUDIGERE TALUK,
CHIKKAMAGALURU DISTRICT – 577 124.
2. MR.SIVASUBRAMANIAM,
S/O N.S.S SOCKALINGAM,
KALASA ESTATE, MAVINAKERE VILLAGE,
KALASA MUDIGERE TALUK,
CHIKKAMAGALURU DISTRICT – 577 124.
3. MR.S.SOCKALINGAM,
S/O S SOCKALINGAM,
KALASA ESTATE, MAVINAKERE VILLAGE,
KALASA MUDIGERE TALUK,
CHIKKAMAGALURU DISTRICT – 577 124.

...RESPONDENTS

(V.C.O DATED 31/05/2023, NOTICE TO RESPONDENTS IS D/W)

Digitally signed
by SHARADA
VANI B.

Location: HIGH
COURT OF
KARNATAKA



THIS WRIT PETITION IS FILED UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA, PRAYING TO DIRECT EXPEDITIOUS DISPOSAL OF MISC.NO.29 OF 2022 PENDING BEFORE THE HON'BLE THE SENIOR CIVIL JUDGE AND CJM, CHIKMAGALUR-ANNX-C AND D.

THIS PETITION COMING ON FOR PRELIMINARY HEARING IN B GROUP THIS DAY, THE COURT MADE THE FOLLOWING:

ORDER

The grievance of the Petitioner is as to the longevity of the pending Application under Section 14 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002. Notice to Respondent/s is dispensed with since they will have an opportunity of hearing before the learned judge of the Court below.

2. Learned counsel for the Petitioner vehemently argues that the very object of the 2002 Act is expeditious recovery of the public money lent to others and therefore, there cannot be slugginess in deciding the applications of the kind. There is force in this submission.

In view of the above, Petition is disposed off requesting the learned Civil Judge & CJM, Chickmagaluru,



to hear & dispose off the subject Application within an outer limit of eight weeks, of course, after giving an opportunity of participation to borrowers/Respondents.

All contentions are kept open.

Costs made easy.

**Sd/-
JUDGE**

Bsv