

IN THE DEBTS RECOVERY TRIBUNAL-II AT HYDERABAD

DATED THIS THE 05th DAY OF DECEMBER, 2024

PRESENT: SH. RAMESHWAR KOTHE, B.Com., L.L.B. (Hons.), M.A.
PRESIDING OFFICER

Original Application No: 646 OF 2023

HDFC Bank Ltd.,
One of its Branch office at 1-10-60/3,
3rd Floor, Suryodaya Complex,
Begumpet, Hyderabad - 500 016.
Rep. by its Legal Manager.

...Applicant

Versus

G.V.Sravan Kumar,
S/o.Late Gunisetty Nanda Sekhar,
Age 37 Years, Occ: Private Service,
H.No.4-7-7/20, Ragavendra Nagar,
Nacharam, Hyderabad - 500076.

Also at:-

G.V.Sravan Kumar,
S/o.Late Gunisetty Nanda Sekhar,
Age 37 Years, Occ: Private Service,
C/o.Virtusa Consulting Services Private Ltd.,
203, Financial District, Gachibowli Road,
Hyderabad, Telangana - 500032.

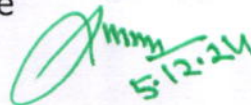
Also at:-

G.V.Sravan Kumar,
S/o.Late Gunisetty Nanda Sekhar,
Age 37 Years, Occ: Private Service,
R/o.3/352, Sunnapuvari Street,
YMR Colony, Proddatur, Cuddapah,
Andhra Pradesh - 516360.

.....Defendant

Counsel for the Applicant : M/s.Lotus Law Associates

Defendants : Ex-parte


5/12/24

:: ORDER ::

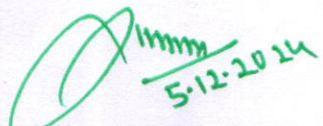
1. The Applicant Bank filed the present OA for the recovery of a sum of Rs.34,69,822.23ps from the defendant with future interest @ 10.25% p.a. compounded with monthly rests from the date of application till the date of realisation along with costs.
2. Summon served on sole defendant through paper publication and was set ex-parte on 25.06.2024 as called absent and no representation.
3. The Applicant Bank examined V.V.Pavan Kumar, Legal Manager as AW-1 and marked 06 documents through him as Ex. A.1 to Ex. A.06.
4. Ld. Counsel for the Applicant Bank stated orders may be passed on merits and perused the material placed on record.
5. The point that arises for consideration is:-

Whether the Applicant Bank is entitled for the claim made in the OA against the Defendant?

6. As stated supra, the Defendant remained ex-parte. The Evidence Affidavit coupled with the recitals in the documents viz., Exs. A.1 to A.6 marked on behalf of the Applicant Bank clinches the claim of the Applicant Bank against the Defendant. Hence, I hold that the Defendant is liable to pay the OA claim to the Applicant Bank with future interest and costs.
7. In the result, the present Original Application No.646/2023 is allowed as under: -

 **Plmm**
5.12.24

- i) The Defendant is liable to pay to the Applicant Bank a sum of Rs.34,69,822.23ps with future interest @ 10.25% p.a. simple, from the date of application till the date of realization;
 - ii) the applicant bank is also entitled to proceed against the person and properties of the defendant for realization of its dues;
 - iii) the applicant bank is entitled for the costs.
8. The Applicant Bank is directed to file Cost Memo within 2 weeks from the date of receipt of this Order.
 9. Issue Recovery Certificate accordingly.
 10. Communicate a copy of this order to the parties concerned.
(Dictated to the steno., transcribed by him, corrected, signed and pronounced by me in the open court on this the 05th day of December, 2024) .


(RAMESHWAR KOTHE)
PRESIDING OFFICER