

IN THE DEBTS RECOVERY APPELLATE TRIBUNAL AT KOLKATA

DY. No.428/2021 Date: 10/01/2023

Sri Partha Banerjee.....Appellant

V/s.

State Bank of India & 2 Ors..... Respondents

Ld. Counsel, Ms. Mitul Chakraborty along with Ld. Counsel, Ms. MiliSaha appears on behalf of appellant and files affidavit of service for newspaper publication upon remaining respondent no.3, one in English and another in vernacular. However, in case of vernacular newspaper, notice has been published in English language. She submits that notice in English language in vernacular newspaper may be accepted and prays to place the matter before the Hon'ble Chairperson.

Ld. Counsel, Ms. Saswati Sikder appears for respondent No. 1 & 2 and submits that they are yet to receive copy of appeal memo.

This application being Dy. No. 428/2021 is filed by Ld. Advocate Ms. Mitul Chakraborty on behalf of Sri Partha Banerjee on 06.08.2021 against the order dated 03/08/2021 in IA/1819/2019 & IA/1820/2019 in SA/59/2019 in DRT-1, Kolkata, under section 18 of the Securitization & Reconstruction of Financial Assets & Enforcement of Security Act, 2002. The application is well within the limitation and waiver application being IA/324/2021 has been filed along with the application. All the defects mentioned in order dated 29/04/2022 of Registry Bench are been removed by the Ld. Advocate of the Appellant.

It is also submitted that WPA 799 of 2022 and WPA No. 20135 of 2021 in the above matter before the Hon'ble High Court at Calcutta were dismissed as withdrawn vide order 07/09/2022 and 21/11/2022 respectively by the Hon'ble Court.

Let the matter may be placed before Hon'ble Chairperson on 28/03/2023 for direction.

Sd/-

REGISTRAR