

IN THE DEBTS RECOVERY TRIBUNAL LUCKNOW

Present: A. H. Khan, Presiding Officer

Date of order 01.8.2023

In

S.A. No. 611 of 2023

Sl. No. 59

Present:-

Ld. Counsel for the applicant	Mr. Ajit Pratap Singh
Ld. Counsel for the resp. bank	Mr. R. Goel

Counsel for the respondent FI files vakalatnama and sought time for filing objection.

Counsel for the applicant stated that FI is going to take physical possession.

Heard the counsel for the parties on the delay condonation application. From the perusal of record it is reflected that there is delay of only two days from the date of the order passed under section 14 of the Act. However, the S.A is barred by limitation from the date of symbolic possession notice. Accordingly, the delay in challenging the order passed under section 14 of the Act is condoned.

The applicant will have right to agitate the legality and validity of the order passed u/s 14 of the Act only, but will have no right to agitate the possession notice issued u/s 13(4) of the Act.

List the case on 21.8.2023 for hearing on IR regarding possession.

(A. H. Khan)
Presiding Officer