

ITEM NO.30

COURT NO.7

SECTION XII-A

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 4442/2020

(Arising out of impugned final judgment and order dated 30-12-2019 in WP No. 21020/2019 passed by the High Court Of Andhra Pradesh At Amravati)

MADDIPATI VARALAKSHMI

Petitioner(s)

VERSUS

TATA CAPITAL FINANCIAL SERVICES LIMITED & ANR.

Respondent(s)

(FOR ADMISSION and I.R.)

Date : 24-02-2020 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR

HON'BLE MR. JUSTICE DINESH MAHESHWARI

For Petitioner(s)

Mr. K.parameshwar, AOR

Mr. M.V. Mukanda, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

Learned counsel for the petitioner submits that the notice under Section 13 of the SARFAESI Act, 2002 in respect of which Writ Petition was filed, has been set aside by the Debt Recovery Tribunal. Resultantly, nothing survives for consideration in this Special Leave Petition.

However, as fresh notice under Section 13 of the SARFAESI Act, 2002 has been issued to the petitioner, it will be open to the petitioner to assail the same by way of appropriate proceedings

before Debt Recovery Tribunal and raise all contentions as may be permissible in law. That be decided on its own merits without being influenced by the impugned judgment rejecting writ petition on the ground that petitioner had alternative statutory remedy.

The Special Leave Petition is disposed of accordingly.

Pending applications, if any, stand disposed of.

(DEEPAK SINGH)
COURT MASTER (SH)

(VIDYA NEGI)
COURT MASTER (NSH)