

**IN THE COURT OF X ADDL. C.M.M., MAYOHALL,
BENGALURU.**

Dated this the 5th day of April 2019.

**PRESENT: SRI.NAGESH MURTHY B.K., B.A, LL.M.,
X Addl. Chief Metropolitan Magistrate
Bangalore.**

C.Misc.No.50062/2019

Applicant: Syndicate Bank
K R Pura branch,
No.148, Old Chennai Road,
Krishnarajapuram,
Bengaluru- 560036.
Rep by its authorized officer
Sri.Prathibha Yogesh Kumar

V /s

Respondents: 1. Mrs. Manjula
W/o R.Ramamurthy
R/a No.65, Priyanka
Apartment,
Devaki Apparao Layout,
Yerraiahnapalya road,
R.M.Nagar, Bengaluru-16.
2. Mrs.Umadevi
W/o G.A.Muniraju
R/a No.39, 5th Cross,
Narasimhaiah Layout,
Vijinapura,
Bengaluru-16.

O R D E R

Perused the petition, documents and the legal notice.

1. Heard the counsel for petitioner/bank. The
petitioner/bank is the secured creditor as per the documents

produced by the respondents as per the provisions of Sec.14 of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002.

2. After registering of the petition the authorized officer of the petitioner filed his affidavit in the form of evidence and produced the original documents. The original documents were duly compared with its true copies and after being found correct the same was returned to the petitioner.

3. On perusal of documents, it is clear that petitioner/bank has sanctioned a total loan to the tune of **Rs.21,40,000/- (Rupees Twenty One Lakhs and Forty Thousand Only)** to the respondents after mortgaging the documents with regard to schedule property. As per the loan documents, the respondents are in due a total sum of **Rs.18,08,107/- (Rupees Eighteen Lakhs Eight Thousand One Hundred and Seven Only)** to the petitioner/bank. Hence, the petitioner/bank has approached the Court for compliance of Sec. 14 of the above said Act. As such, it is a fit case to issue direction to the concerned jurisdictional police station to assist the Sheristedar of this Court in taking possession of the schedule property and hand over to petitioner/bank. Accordingly, the petition is allowed.

4. Accordingly, directions issued to the Police Inspector of concerned police station to help/assist the Sheristedar of this Court to take the possession of the schedule property, if required by breaking open the lock also, after proper

identification by drawing necessary panchanama and hand over possession to petitioner and compliance report be submitted at the earliest.

(Typed to my dictation by typist on computer, the same was corrected by me and then pronounced in open court on this the 5th day of April 2019).

(NAGESH MURTHY B.K)
X Addl. C.M.M., Bangalore.