

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

**WPC No. 731 of 2013**

M/s Shyama Rama Structural & Power Pvt. Ltd. **Versus** Andhra Bank

29/10/2018	<p>Petitioner in person. Shri Prashant Gupta, counsel for the respondent.</p> <p>The petitioner would submit that despite directions by this Court in WPC Nos.1804/2011 and 7973/2011, the petitioner was not heard before the DRT and DRAT and his case was not decided on merits on the ground that the petitioner failed to deposit 50% of the outstanding amount, despite the fact that after the said condition was imposed by the DRT, the entire stock of the manufactured goods available in the petitioner's factory premises amounting to Rs.4 crores approximately was possessed and disposed of by the respondent bank. He would submit that in the year 2017, the respondent bank issued a communication for settling the matter for a sum of Rs.31 lakhs, however, again auction notice has been issued in July, 2018 showing outstanding amount at Rs.4,33,10,311/- as per sale notice dated 23.7.2018.</p> <p>It appears, the matter is required to be heard finally at length.</p> <p>List the matter for final hearing in the week commencing on <b>3.12.2018</b>.</p> <p>In the meanwhile, there shall be stay of the auction proceeding pursuant to the sale notice dated 23.7.2018.</p> <p style="text-align: right;">Sd/- <b>Judge</b> (Prashant Kumar Mishra)</p>
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