



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 25TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE SMT. JUSTICE LALITHA KANNEGANTI

WRIT PETITION NO. 8988 OF 2026 (GM-DRT)

C/W

WRIT PETITION NO. 36844 OF 2025 (GM-DRT)

IN WP No. 8988/2026

BETWEEN:

1. SRI DARSHAN L.D.,
S/O DODDA MALLE GOWDA
AGED ABOUT 45 YEARS
2. SMT. RASHMI N.C.,
W/O DARSHAN L.D.
AGED ABOUT 37 YEARS

BOTH ARE RESIDING AT
NO.36/2, FLAT NO. TF 03.
NANJUNDESHWARA RESIDENCY,
AVALAHALLI MAIN ROAD,
17TH MAIN ROAD,
MUNESHWARA BLOCK
BENGALURU -560 026

...PETITIONERS

(BY SRI. SHRIDHARA K., ADVOCATE)

AND:

INDIAN OVERSEAS BANK
(A BODY CORPORATE CONSTITUTED
UNDER THE BANKING COMPANIES
(ACQUISITION AND TRANSFER





OF UNDERTAKINGS) ACT-1970)
NO.251/62, 9TH MAIN, V BLOCK,
JAYANAGAR,
BENGALURU -560 041
REP. BY ITS AUTHORIZED OFFICER

...RESPONDENT

(BY SRI.VIVEK S., ADVOCATE)

THIS WP IS FILED UNDER ARTICLE 226 OF THE
CONSTITUTION OF INDIA, PRAYING TO ISSUE A WRIT OF
CERTIORARI OR ANY OTHER APPROPRIATE WRIT, ORDER OR
DIRECTION, QUASHING THE AUCTION SALE NOTICE DATED
02.02.2026 AS ANNEXURE E ISSUED BY RESPONDENT FOR
THE SALE OF THE SCHEDULE PROPERTY.

IN WP NO. 36844/2025

BETWEEN:

1. SRI. DARSHAN L.D.,
S/O DODDA MALLE GOWDA.
AGED ABOUT 45 YEARS
2. SMT. RASHMI N.C.
W/O DARSHAN L.D.
AGED ABOUT 37 YEARS

BOTH RE RESIDING AT
NO 36/2. FLAT NO. TF 03.
NANJUNDESHWARA RESIDENCY
AVALAHALLI MAIN ROAD,
17TH MAIN ROAD,
MUNESHWARA BLOCK,
BENGALURU – 560 026

...PETITIONERS

(BY SRI. SHRIDHARA K., ADVOCATE)

AND:

INDIAN OVERSEAS BANK
(A BODY CORPORATE



NC: 2026:KHC:16893
WP No. 8988 of 2026
C/W WP No. 36844 of 2025

CONSTITUTED UNDER
THE BANKING COMPANIES
(ACQUISITION AND TRANSFER
OF UNDERTAKINGS) ACT-1970)
NO.251/62, 9TH MAIN,
V BLOCK, JAYANAGAR,
BENGALURU – 560 041
REP. BY ITS AUTHORIZED OFFICER

...RESPONDENT

(BY SRI. VIVEK S., ADVOCATE)

THIS WP IS FILED UNDER ARTICLE 226 OF THE
CONSTITUTION OF INDIA, PRAYING TO QUASH THE AUCTION
SALE NOTICE DATED: 20.11.2025 AS ANNEXURE-E ISSUED BY
RESPONDENT FOR THE SALE OF THE SCHEDULE PROPERTY.

THESE PETITIONS, COMING ON FOR PRELIMINARY
HEARING IN 'B' GROUP, THIS DAY, ORDER WAS MADE
THEREIN AS UNDER:

CORAM: HON'BLE SMT. JUSTICE LALITHA KANNEGANTI

ORAL ORDER

W.P No.36844/2025 is filed questioning the auction and
as that auction was not concluded, another auction notice was
issued, that is questioned in WP No.8988/2026.

2. It is submitted by the learned counsel appearing for
the petitioners that they are ready to pay the amount. Learned
counsel appearing for the respondent-Bank submits that
auction was concluded, sale certificate was also issued in favour
of the highest bidder and it is submitted that the petitioners
cannot have the right of redemption at this juncture.



3. In these circumstances, if the petitioners are aggrieved by the auction conducted by the respondent-Bank or the sale certificate issued in favour of the auction purchaser, they are at liberty to avail appropriate remedy before the DRT.

4. In that view of the matter, this Court is passing the following:

ORDER

- i. Accordingly, the writ petitions are ***disposed of*** giving liberty to the petitioner to avail the appropriate remedy before the DRT.
- ii. The petitioners shall have the benefit of Section 14 of the Limitation Act.
- iii. All pending I.As., in the writ petition shall stand closed.

SD/-
(LALITHA KANNEGANTI)
JUDGE