

1
26.05.2026
Ct. No.8
Vacation Bench
rc/dc

IN THE HIGH COURT AT CALCUTTA
CIVIL APPELLATE JURISDICTION

MAT 924 of 2026
With
CAN 1 of 2026

M/s. R.K.D. Infrastructure Private Limited
Vs.
Union of India & Ors.

Mr. Sardar Amjad Ali, Sr. Adv.,
Mr. Dilip Kumar Samanta,
Mr. Biswapriya Samanta ...for the Appellant.

Mr. B. K. Singh ...for the Respondent No.1.

Ms. Trisha Chanda ... for the Respondent Nos. 3 & 4.

1. Affidavit-of-service filed by the appellant be kept with the record.
2. This intra court appeal is directed against an order dated May, 21, 2026 passed by the Hon'ble Single Bench whereby the appellant's writ petition being WPA 11525 of 2026 has been dismissed with costs.
3. It is submitted by the learned advocate appearing for the respondent nos. 3 and 4 that the order under Section 14 of the SARFAESI Act, 2002 passed by the learned Chief Judicial Magistrate, Alipore has been carried out and the Bank has already taken possession of the mortgaged property in terms of the order impugned in the writ petition.
4. However, learned senior advocate appearing for the appellant/writ petitioner submits that the aspect of the mortgaged property having been taken possession of by

respondent nos. 3 and 4 is not within the knowledge of the appellant/writ petitioner.

5. In any view of the matter, there is no pressing urgency.
6. Let this matter be placed before the regular Bench having determination.
7. The respondent nos. 3 and 4 shall submit a report as regards the aspect of the Bank taking over possession of the mortgaged property.

(Tirthankar Ghosh, J.)

(Om Narayan Rai, J.)