HC-KAR
CNR: KAHC010683042026

NC: 2026:KHC:56218
WP No. 31332 of 2026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 7TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE C.M. POONACHA

WRIT PETITION NO. 31332 OF 2026 (GM-DRT)

BETWEEN:

1. SRI VENKATA RAJU
   SON OF VENKATASWAMY,
   AGED ABOUT YEARS

2. SMT. SUREKHA,
   WIFE OF VENKATA RAJU,
   AGED ABOUT YEARS,

   BOTH ARE RESIDING AT NO.63,
   3RD MAIN ROAD, VINAYAKA NAGAR,
   AF STATION, YELAHANKA,
   BENGALURU -560063

...PETITIONERS

(BY SRI. KUMARA R S GOWDA.,ADVOCATE)

AND:

1. SRI GURU RAGHAVENDRA
   SAHAKAARI BANK NIYAMITHA,
   REGISTERED OFFICE AT NO.15,
   SUBBARAMA CHETTY ROAD,
   NETTAKALLAPPA CIRCLE,
   BASAVANAGUDI, BENGALURU -560004
   REPRESENTED BY ITS INCHARGE CEO,
   SRI. SHRIKANT A JOSHI

...RESPONDENT

THIS WP IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO ALLOW THE ABOVE WRIT PETITION AND GRANT A WRIT OF CERTIORARI TO QUASH THE ANNEXURE- D BEING THE IMPUGNED SALE NOTICE DATED 07.09.2026.

THIS PETITION, COMING ON FOR ORDERS, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE C.M. POONACHA

ORAL ORDER

The present writ petition is filed seeking for the following reliefs:

> " *a) To allow the above writ petition and grant a Writ of Certiorari to quash the ANNEXURE. D being the Impugned Sale notice dated 07.09.2026.*
>
> *b) To allow the above writ petition and grant a Writ of Certiorari to quash the ANNEXURE. E being the Impugned Sale notice dated 11.09.2026.*
>
> *c) Further restrain the Respondent bank from conducting the E-auction which is to be held on 08.10.2026 in respect of the Petitioners property,*
>
> *d) Award the costs of this petition and other reliefs as this Hon'ble court may deems fit in the above case in the interest of justice."*

2. It is forthcoming that the present writ petition is filed impugning the sale notice dated 07.09.2026 (Annexure-D to the writ petition), which is issued consequent to the

Digitally Signed by CHEPPUDIRA MONNAPPA POONACHA

measures taken under the provisions of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002[1].

3. Having regard to the fact that the petitioner has an alternate efficacious remedy under the provisions of the SARFAESI Act, the present writ petition stands dismissed.

4. This order will not preclude the petitioner from availing remedies in accordance with law.

5. Pending IAs., if any, stand disposed of.

Digitally Signed by CHEPPUDIRA MONNAPPA POONACHA

(C.M. POONACHA)
JUDGE

ND
List No.: 3 Sl No.: 4

[1] Hereinafter referred to as the 'SARFAESI Act'