



In our view the Banking Court has only observed in this order that the factum of question of delivery of possession of mortgaged offices and space to the decree holder is yet to be decided therefore the payment of leftover amount of auction amount after adjustment of outstanding liabilities cannot be made to the judgment debtor No.2. The very nature of this order unequivocally demonstrates that the matter is to be decided by the Banking Court and how at this stage the petitioners are aggrieved. The learned counsel for the petitioners submits that they will approach the Banking Court for passing order in view of Paragraph 13 of the order dated 13.11.2018. In view of the statement the petition is disposed of accordingly. However, in terms of order dated 13.11.2018, the Banking Court may pass an appropriate order in accordance with law after providing opportunity of hearing to the parties.

JUDGE

JUDGE

MUSHARRAF ALI