



Sarfaesi S. 13(2) - Notice to legal heirs - S. 13(4) - whether personal service is necessary in addition to affixation | 2010 PLRonline 0102

[PRINT / DOWNLOAD PDF](#)

[sarfaesi](#) S. S. 13(2) - Whether the notice under sub-section (2) of Section 13 should be issued to the legal heirs of the deceased borrower/guarantor afresh in the event such borrower/guarantor dies after the [service](#) of notice under sub-section (2) of Section 13 of the SARFAESI Act - Bank to initiate proceedings by issuance of fresh notice to the legal heirs of the borrower/guarantor.

[sarfaesi s. 13\(4\)](#) - Security [interest](#) (Enforcement) Rules, Rule 8 - Whether the notice under sub-section (4) of Section 13 affixed in the property by the respondent-Bank showing only the name of the deceased guarantor as the [owner](#) of the property could be considered to be a sufficient compliance of the provisions of Section 13(4) read with Rule 8 of the Security Interest (Enforcement) Rules ?

Sarfaesi S. 13(4) - Affixure of notice alone - Showing the name of the deceased/guarantor as the owner of the property - Cannot be sustained

... [subscribe](#) TO CONTINUE READING !!!! SPECIAL LIMITED TIME OFFER !!!!

Subscribe Punjab Law Reporter @ Rs 2800/- and get PLRonline.IN (including Supreme Court) FREE for 1 year (save Rs 600/-)

[Login](#) or [Join Now](#)

Full Text of Judgments / Headnotes / PDF is available in Premium Membership | Email punjablawreporter@gmail.com | 9463598502 | Trial membership for 7 days |

[SUBSCRIBE](#)

Tags: [sarfaesi - affixation](#), [sarfaesi - dead person](#), [Sarfaesi S. 13\(2\)](#), [Sarfaesi S. 13\(4\)](#)