

ಕರ್ನಾಟಕ ರಾಜ್ಯ ಹಣಕಾಸು ಸಂಸ್ಥೆಗಳ ಕಾಯಿದೆ ಅನ್ವಯ ಸ್ಥಾಪಿತ

KARNATAKA STATE FINANCIAL CORPORATION

Established under the State Financial Corporations' Act, 1951



ಸಂಖ್ನೆ: ಕ.ರಾ.ಹ.ಸಂ./ಪ್ರ.ಕ./ Ref. No. KSFC/H.O./ 1=1)-1/2015-16/39 Date 11.09.2015

INTER OFFICE NOTE

Sub: Conducting of Court cases.

Ref: Circular No. KSFC/HO/Legal/MD/303/05-06

dated: 28/3/2006.

The Corporation has invoked personal guarantee of the Guarantors U/s. 31 (1) (aa) of SFCs Act seeking to enforce the liability of the guarantors. In all such cases it is necessary for the Corporation to establish by way of evidence, through documents and oral evidence the liability of the guarantors. For this purpose the concerned Recovery, Legal and wherever necessary the Accounts officers need to give proper evidence to establish the claim of the Corporation.

Recently in few cases, the Courts have dismissed the petition on the ground that proper evidence has not been provided by the officials of Corporation to substantiate its claim.

Under the above referred circular detailed instructions have been issued as to how evidence is to be placed before the courts. It is observed that the same is not being followed resulting in dismissal of the cases of the Corporation.

Therefore, it is instructed to strictly follow the guidelines issued in the above said circular in handling the Court cases, failing which it will be viewed seriously and the concerned officers shall be held responsible for such lapses.

To:

All the Principal Officers/Section Heads in HO All the DGMs/AGMs/BMs of Branches All IA Cells

CC to :

All General Managers, ED-II EA to CMD Library