

Court No. - 3

Case :- WRIT - C No. - 40996 of 2023

Petitioner :- M/S Jan Jyoti Foods And 2 Others

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Sanjay Pathak, Jaki Ahmad

Counsel for Respondent :- C.S.C., Satish Chaturvedi

Hon'ble Siddhartha Varma, J.

Hon'ble Shekhar B. Saraf, J.

1. Heard learned counsel for the petitioners, learned Standing Counsel and Sri P.K. Srivastava, learned counsel appearing for the Bank.
2. This writ petition has been filed by the petitioners against the notice dated 31.10.2023 issued under Section 13(2) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (hereinafter referred to as SARFAESI Act).
3. Ideally, the petitioner ought to have replied to the notice. However, learned counsel for the Bank has stated that if the petitioner is ready and willing to pay of the outstanding dues then the Bank is ready to accept the same. He further submits that if the petitioner deposits Rs.17,00,000/-, which is overdue amount, within three weeks from today then the loan account of the petitioner would be regularised.
4. Under such circumstances, we direct that the petitioners will deposit Rs.17,00,000/- within three weeks from today. Thereafter the Bank may consider and regularise the loan account of the petitioners.
5. With these directions/observations, the writ petition is disposed of.

Order Date :- 11.12.2023

Rakesh

(Shekhar B. Saraf, J.) (Siddhartha Varma, J.)