

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP No. 17789 of 2015

DATE OF DECISION : 27.08.2015

Parveen Kumar

.... PETITIONER

Versus

State Bank of Patiala and another

.... RESPONDENTS

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL
HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Mr. G.S. Sandhu, Advocate,
for the petitioner.

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SATISH KUMAR MITTAL, J. (Oral)

The petitioner, who is a defaulter loanee has filed the instant petition for quashing the auction notice dated 28.05.2015 (Annexure P-2) issued under Section 13 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (hereinafter referred to as 'the Act'), and to issue direction to the respondent bank to accept the proposal of settlement.

After hearing learned counsel for the petitioner, we are not inclined to entertain this petition challenging the auction notice, as the petitioner has alternative remedy available under the Act. However, with regard to settlement of the loan account of the petitioner, it is always open to him to approach the respondent bank.

Dismissed.

However, if the petitioner approaches the respondent bank for

settlement of his loan account, we hope that the respondent bank will consider the same in accordance with policy of settlement of the bank, if any.

**(SATISH KUMAR MITTAL)
JUDGE**

August 27, 2015
ndj

**(REKHA MITTAL)
JUDGE**