

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Civil Writ Petition No.6532 of 2016 (O&M)

DATE OF DECISION: 05.05.2016

Rajinder Singh

....Petitioner

versus

Chief Manager-cum-Authorized Officer, State Bank of Patiala and
another

.....Respondents

**CORAM:- HON'BLE MR.JUSTICE S.J. VAZIFDAR, ACTING CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI**

Present: Mr. Saurabh Bajaj, Advocate for the petitioner.
Mr. D.K.Singhal, Advocate, for the respondents.

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S.J. VAZIFDAR, ACTING CHIEF JUSTICE (Oral):

We had passed an interim order dated 06.04.2016 recording the petitioner's undertaking to pay an amount of Rs.7.20 lacs to respondent No.1-bank by 20.04.2016 and the balance instalments as per order of the Debts Recovery Tribunal dated 24.02.2016. We had also directed that till further orders the impugned order shall remain stayed and status-quo to be maintained in respect of the property.

2. This order was passed in the absence of the respondents. The respondents now state that the sale has been confirmed and the possession of the premises has been handed over to the auction purchaser. It would be necessary, therefore, to hear the auction purchaser before passing the final order. There are several facts which require consideration. The petitioner must, therefore, avail the alternate remedy of filing an appeal before the Debts Recovery Appellate Tribunal. The interim orders passed on 06.04.2016 shall continue for a period of eight weeks from today to enable the petitioner to avail the alternate remedy.

The petition is accordingly disposed of.

**(S. J. VAZIFDAR)
ACTING CHIEF JUSTICE**

05.05.2016

**(ARUN PALLI)
JUDGE**