

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.18385 of 2017.

Date of Decision: August 18, 2017

Green Valley Plywood Limited and anotherPetitioners

versus

Debts Recovery Appellate Tribunal, New Delhi and othersRespondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDHIR MITTAL.

Present: Mr.Ashok Aggarwal, Senior Advocate with
Mr.Pankaj Gupta, Advocate, for the petitioners.

-. -

Surya Kant, J. (Oral)

The petitioners' grievance against the order dated 09.08.2017 of the Debts Recovery Tribunal-II, Chandigarh is that the matter has been abruptly closed and shown for pronouncement on 21.08.2017. It is averred that no opportunity has been given to the petitioners to lead their evidence.

There is indeed no quarrel that the Debts Recovery Tribunal-II has passed the impugned order in deference to the directions issued by the Debts Recovery Appellate Tribunal, Delhi vide order dated 18.07.2017. We are thus of the view that if any prejudice has been caused to the petitioners by not providing adequate opportunity to lead their evidence, the appropriate recourse for them is to approach the Debts Recovery Appellate Tribunal either for modification/clarification of the order dated 18.07.2017 and/or by way of an appeal against the order dated 09.08.2017 of the Debts Recovery Tribunal-II, Chandigarh.

With liberty aforementioned, the writ petition is disposed of.

However, with a view to enable the petitioners to approach the Debts

is directed not to pronounce the order till 29.08.2017.

The interim protection beyond 29.08.2017 can be sought by the petitioners from the Debts Recovery Appellate Tribunal.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

August 18, 2017
mohinder

[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No