

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

CWP-18727-2017

Date of Decision: August 23, 2017

Kochar Overseas Private Limited and othersPetitioners
Versus
The Debts Recovery Tribunal and othersRespondents

**CORAM: HON'BLE MR.JUSTICE SURYA KANT
HON'BLE MR. JUSTICE SUDHIR MITTAL**

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| 1. | To be referred to the Reporters or not? | Yes/No |
| 2. | Whether the judgment should be reported in the Digest? | Yes/No. |
| 3. | Whether Reporters of local papers may be allowed to see the judgment? | Yes/No |

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Present: Mr. Atul Sharma, Advocate for the petitioners.
Mr. D.K.Gupta, Advocate for respondent No.3-Bank.

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SURYA KANT, J.

Learned counsel for the respondent-Bank states that he has no objection if the impugned order dated 24.03.2017 is set aside and the Debt Recovery Tribunal, Chandigarh is directed to decide the petitioner's SA on merits.

In view of the statement made by learned counsel for the respondent-Bank, writ petition is allowed. The impugned order dated 24.03.2017 is set aside and the Debt Recovery Tribunal, Chandigarh, before whom the SA is to be listed, is directed to decide the same on merits and in accordance with law.

Parties are directed to appear before the Debt Recovery Tribunal on 28.08.2017.

**(SURYA KANT)
JUDGE**

August 23, 2017
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**(SUDHIR MITTAL)
JUDGE**

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| 1. | Whether speaking/reasoned ? | Yes/No |
| 2. | Whether reportable ? | Yes/No |