

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.10649 of 2018.

Date of Decision: May 01, 2018

HDFC Bank Limited

.....Petitioner

versus

Naib Tehsildar, Mandi Govindgarh and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SHEKHER DHAWAN.

Present: Mr.Rajesh K.Sheoran, Advocate, for the petitioner.

Mr.Sahil Sharma, DAG, Punjab.

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Surya Kant, J. (Oral)

Notice of motion to respondent Nos.1 & 2 only at this stage.

On our asking, Mr.Sahil Sharma, learned Deputy Advocate General, Punjab accepts notice on their behalf.

Let two copies of the writ petition be handed-over to him during the course of day failing which this order shall be automatically recalled and the writ petition shall be deemed to have been dismissed for non-prosecution.

In view of the nature of order which we propose to pass, it is not necessary to seek any counter-reply from respondent Nos.1 & 2 or to serve respondent No.3 at this stage as no order prejudicial to their interest is being passed on merits.

The grievance of the petitioner-HDFC Bank Limited is that though the District Magistrate, Fatehgarh Sahib has passed an order dated 10.03.2017 under Section 14 of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002, but the

Naib Tehsildar, Mandi Govindgarh is not providing assistance to take

physical possession of the mortgaged assets.

Heard learned counsel for the petitioner and the State counsel.

Without expressing any views on merits, the writ petition is disposed of with a direction to the District Magistrate, Fatehgarh Sahib and the Naib Tehsildar, Mandi Govindgarh to consider the petitioner's grievance and in case there is no legal impediment, take action strictly in accordance with law, within two months from the date of receiving a certified copy of this order.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

May 01, 2018
mohinder

[SHEKHER DHAWAN]
JUDGE

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