

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

201

CWP No.12567 of 2018 (O&M)
Date of decision: December 07, 2018

M/s Bhalla Jewellers

....Petitioner

versus

Corporation Bank and another

....Respondents

CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Deepak Aggarwal, Advocate for the petitioner.

Mr. Ajay Singla, Advocate for respondent No.1.

AJAY KUMAR MITTAL, J. (ORAL)

1. The challenge in the instant writ petition filed under Articles 226/227 of the Constitution of India is to the possession order dated 17.04.2018 (***Annexure P-4***), passed by the District Magistrate, Moga-respondent No.2 issued under Section 14 of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002.

2. Learned counsel for respondent No.1-Bank has handed over the original title deed of the property in question, to learned counsel for the petitioner, who has delivered the same to the petitioner, who is present in Court and has been identified by his counsel. In view of the above, learned counsel for respondent No.1 submitted that the present petition has been rendered infructuous and the same may be disposed of as such.

3. Ordered accordingly.

4. Before parting with the order, it was noticed that in an affidavit

dated 19.11.2018 (**Annexure P-5**), furnished by Sh. Navjeet Singh s/o Sh.Tarlok Singh, R/o Bhim Nagar, Camp Band Phatak, Moga, the proprietor of the petitioner-Firm and the principal borrower, the following statement has been made:-

“That said Sumeet Kumar, Manager, asked me to give ₹ 30,000/- as bribe/illegal gratification in lieu of returning my said title deed.”

5. Since, it is a matter of grave concern, the same is required to be enquired into by an officer from the Vigilance Cell of this Court. Accordingly, OSD (Vigilance), Haryana of this Court is directed to conduct inquiry and submit his report within one month.

6. To await the report, list on 17.01.2019.

(AJAY KUMAR MITTAL)
JUDGE

(MANJARI NEHRU KAUL)
JUDGE

December 07, 2018

sonia gugnani

Whether speaking/reasoned?
Whether reportable?

Yes/No
Yes/No