

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

CWP-13722-2018

Date of Decision: May 28, 2018

Srishta Devi

.....Petitioner

Versus

State of Punjab and another

.....Respondents

**CORAM: HON'BLE MR.JUSTICE SURYA KANT
HON'BLE MR. JUSTICE ANIL KSHETARPAL**

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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 Goyal, Advocate for the petitioner.

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SURYA KANT, J.

There are two loan accounts of the deceased husband of petitioner and the total amount recoverable against both the accounts is approximately ₹33.00 lacs. The Bank has finally decided to auction the agricultural land of the petitioner for recovery of the loan amount of one of the account only. The auction is fixed for tomorrow, i.e 29.05.2018. At this juncture, the petitioner has approached this Court with a draft of ₹5.00 lac to show that given some reasonable time alongwith concession in interest, she is ready to settle both the loan accounts. We are of the view that such a decision can be taken by respondent No.2- Bank only. When the Bank has already taken measures to auction the mortgaged property, it is not expedient to stall the auction at this stage. The prayer to that effect is, thus, declined.

However, the petitioner may submit her offer to the Bank and if there is any

'One Time Settlement' Scheme and/or the Bank is otherwise inclined to consider the request sympathetically, let some reasonable time be granted to the petitioner to pay the entire loan amount of both the accounts and in that case, the sale be not confirmed. The writ petition stands disposed of in above terms.

**(SURYA KANT)
JUDGE**

May 28, 2018
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**(ANIL KSHETARPAL)
JUDGE**

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