

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

CWP-15656-2018
Date of decision : 09.08.2018

Upkar Singh Makkar

..... Petitioner

VS

Tata Capital Housing Finance Ltd., Ludhiana and others Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE AVNEESH JHINGAN**

Present:- Mr.Sahil Khunger, Advocate
for the petitioner.

Mr. Munish Thakur, Advocate
for respondents No.1 and 2.

Mr. H.S.Sethi, Addl.A.G., Punjab
for respondent No.3.

AJAY KUMAR MITTAL, J. (Oral)

Petitioner has approached this Court under Articles 226/227 of the Constitution of India for quashing of possession notice dated 08.03.2018 (Annexure P-3) issued under Section 13(4) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Securities Interest Act, 2002.

2. On August 03, 2018, learned counsel for respondent No.1 had submitted that in case petitioner deposits an amount of ₹35,647/-, the account of the petitioner shall become regular.

3. Today, it has further been stated by learned counsel for respondent No.1 that installment of ₹26,036/-for the month of August has fallen due. Accordingly, it was claimed that if the petitioner deposits ₹66,683/-, the account of the petitioner would be regularised.

4. Learned counsel for the petitioner states that the aforesaid amount shall be deposited with respondent No.1-bank within a week.

5. Accordingly, this petition is disposed of. However, it is clarified that in case petitioner deposits the amount of ₹66,683/- his account shall be regularised by the respondent-bank. It is, further noticed that if the petitioner does not deposit the said amount, it shall be open for the respondent No.1 to take recourse to remedies available to them in accordance with law.

(AJAY KUMAR MITTAL)
JUDGE

(AVNEESH JHINGAN)
JUDGE

09.08.2018
anju

Whether speaking/reasoned?
Whether reportable?

Yes/No
Yes/No