

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.6050 of 2018.

Date of Decision: March 13, 2018

Allahabad Bank, New Delhi

.....Petitioner

versus

District Magistrate, Gurugram and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SHEKHER DHAWAN.

Present: Mr.K.K.Goel, Advocate, for the petitioner.

Mr.Ankur Mittal, Additional AG, Haryana.

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Surya Kant, J. (Oral)

Notice of motion to respondent No.1 only.

On our asking, Mr.Ankur Mittal, Additional Advocate General,
Haryana, accepts notice on his 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 No.1 or to serve
respondent Nos.2 to 5 at this stage as no order on merits prejudicial to their
interest is being passed.

The grievance of the petitioner-bank in the instant writ petition
is that it has filed a petition under Section 14 of the Securitization and
Reconstruction of Financial Assets and Enforcement of Security Interest
Act, 2002 seeking assistance of the district administration for taking-over

physical possession of the 'secured assets' from respondent Nos.2 to 5-

borrowers who have allegedly availed loan of Rs.12 crores from the petitioner-bank. It is alleged that the District Magistrate, Gurugram is sitting over the petition which was filed on 06.11.2017 and no order has been passed thereon.

Heard learned counsel for the petitioner and the State counsel. Keeping in view the time limit and the duration of pendency, the instant writ petition is disposed of without expressing any views on merits, with a direction to the District Magistrate, Gurugram to decide the petitioner-bank's petition under Section 14 of 2002 Act in accordance with law within a period of one month from the date of receiving a certified copy of this order.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

March 13, 2018
mohinder

[SHEKHER DHAWAN]
JUDGE

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