

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-7439-2018

Date of Decision: May 23, 2018

Som Dutt Sharma and another

.....Petitioners

Versus

HDFC Bank and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT
HON'BLE MR. JUSTICE SHEKHER DHAWAN

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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.Surinder Singh Duhan, Advocate for the petitioners.

Mr.Sandeep Suri, Advocate for the Bank.

Ms.Palika Monga, DAG, Haryana.

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SURYA KANT, J.

The petitioners have availed house loan from the respondent-Bank and the amount due as on date is ₹13.80 lacs. On March 23, 2018 the petitioners were directed to deposit a sum of ₹1.00 lac within two weeks and also give 'One Time Settlement' proposal, as they have a small residential house measuring 50 square yards, which is mortgaged with the Bank. The petitioners have deposited the said amount of ₹1.00 lac but on 14.05.2018 only. They have now given 'One Time Settlement' proposal to pay ₹5,000/- per month, which is not acceptable to the respondent-Bank. In this view of the matter, the writ petition is disposed of with liberty to the petitioners to

give a fresh proposal for 'One Time Settlement' within two weeks from the

date of receipt of a certified copy of this order, which may be sympathetically considered by the respondent-Bank. Till the respondent-Bank takes its decision on the fresh 'One Time Settlement' proposal, status quo re: sale of residential house be maintained. However, if the petitioners do not give any fresh proposal within two weeks, the Bank shall be at liberty to proceed against them as per law.

**(SURYA KANT)
JUDGE**

May 23, 2018
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**(SHEKHER DHAWAN)
JUDGE**

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