

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

CWP-19566-2017

Decided on: 11.02.2019

Swami Praganand Ji Educational Society

.... Petitioner

Versus

State Bank of India

.... Respondent

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

Present: Mr. Aalok Jagga, Advocate
for the petitioner.

None for the respondent.

AJAY KUMAR MITTAL, J (ORAL)

Prayer in this writ petition under Articles 226/227 of the Constitution of India, is inter alia for issuance of a writ in the nature of certiorari for quashing the impugned letter dated 03.08.2017 (Annexure P12) issued by the respondent-bank, vide which request of the petitioner seeking extension to pay the balance 75% of the One Time Settlement amount has been rejected and the bank has further alleged that the amount already deposited by the petitioner pursuant to one time settlement scheme by the name of "SBI OTS-Manufacturing, Trade and Service 2016" will be forfeited in case if the balance amount is not deposited by 31.08.2017, which is completely contrary to all principles of banking jurisprudence as amount deposited by any borrower under OTS, cannot be forfeited but has to be adjusted to the credit of the borrower.

2. At the outset, learned counsel for petitioner states that the loan account has been settled with the respondent-bank and the original title deed has been received by the writ petitioner.

3. Accordingly, the present writ petition has become infructuous and is disposed of as such.

(AJAY KUMAR MITTAL)
JUDGE

(MANJARI NEHRU KAUL)
JUDGE

11.02.2019
Dinesh

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No