

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

CWP-30385-2018

Decided on: 08.02.2019

Karam Singh and another

.... Petitioners

Versus

Canara Bank and another

..... Respondents

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

Present: Mr. Deepak Singh Saini, Advocate
for the petitioners.

Mr. K.A.K. Davesar, Advocate
for the respondents.

AJAY KUMAR MITTAL, J (ORAL)

1. The petitioners had approached this Court under Articles 226/227 of the Constitution of India inter alia for issuance of a writ in the nature of Certiorari for quashing the sale office order dated 03.10.2018 (Annexure P-4).

2. On 19.12.2018, the following order was passed:-

Learned counsel for the petitioners submits that an amount of ₹4,00,000/- was transferred through RTGS to the account of the respondent-Bank to show the bona fides.

Learned counsel for the petitioners further submitted that demand draft for an amount of ₹3,00,000/- shall be produced in Court on the next date of hearing and the remaining amount shall be paid in first week of April to discharge the entire liability.

Learned counsel for the respondents prays for time to file reply.

Adjourned to 08.02.2019.

Interim order to continue”.

3. Learned counsel for the respondents-bank submitted that an amount of ₹4 lacs was to be transferred through RTGS to the account of the respondents-bank, whereas no such amount has been transferred with the respondents-bank. Further, petitioners were required to produce ₹3 lacs today in Court to show the bonafides, which has also not been done.

4. In such circumstances, the present petition is lacking bonafides and had been filed on the pretext of getting interim protection without establishing the bonafides. Accordingly, the petition is dismissed with costs of ₹10,000/- to be deposited by the petitioners with the 'Poor Patients' Welfare Fund of the Postgraduate Institute of Medical Education and Research (PGIMER), Chandigarh, within 15 days.

5. A copy of this order to the petitioners for compliance. Registry to list this case on 27.02.2019 for compliance report.

(AJAY KUMAR MITTAL)
JUDGE

(MANJARI NEHRU KAUL)
JUDGE

08.02.2019

Dinesh

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No