

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

CR No.4787 of 2018 (O&M)

Date of decision: 05.03.2020

Ram Kumar

... Petitioner

Versus

The Kurukshetra Central Co-op Bank Ltd.

... Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Mr. Arun Sharma, Advocate for the petitioner.
Mr. Pardeep Solath, Advocate for the respondent.

REKHA MITTAL, J. (Oral)

Challenge in the present petition has been directed against order dated 15.09.2015 (Annexure A1) passed by the Sub Divisional Officer (N), Thanesar and impugned notice/auction warrant dated 07.06.2018 (Annexure P2) whereby directions have been issued for attachment of property of the petitioner for realisation of the amount of Rs.8,52,477/- with interest. A relevant extract from order dated 30.07.2018, reads as follows:-

xx In the meanwhile, execution of the impugned order is stayed subject to the petitioner's depositing Rs.5 lakh as the first instalment with the respondent-Bank within two weeks from today.

Counsel for the respondent would apprise that petitioner till date has not deposited any amount much less in compliance with the order of this Court with regard to deposit of Rs.5 lakhs as first instalment within 2 weeks from the date of order.

Counsel for the petitioner has expressed his inability to say something in the matter.

As the petitioner has failed to deposit any amount, contention raised by his counsel that he is willing to pay the decretal amount in instalments is rendered false on the face of it. That being so, the petitioner is not entitled to indulgence.

Disposed of accordingly.

05.03.2020

ashok

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes / No
Yes / No