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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

SANJIV KUMAR SHARMA
2020.02.25 16:19
I attest to the accuracy and
authenticity of this document

CWP-4779-2020
Date of decision : 24.2.2020

M/s Star Enterprises and another Petitioner (s)
Versus
The District Magistrate, Amritsar and others Respondent (s)

CORAM: HON'BLE MR. JUSTICE RAJIV SHARMA
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present:- Mr. Sahil Khunger, Advocate
for petitioners.
Mr. P.S. Sobti, Advocate
for caveator respondent.
-.- -.-

RAJIV SHARMA, J (ORAL)

Petitioners have laid challenge to sale notice dated 5.1.2020 (Annexure-P 7) whereby petitioners' property was put to sale on 11.2.2020.

Learned counsel appearing on behalf of respondent caveator bank submits that sale was conducted on 11.2.2020 and property has been sold out for Rs. 75.26 lacs against the reserved price of Rs. 57.86 lacs. Learned counsel appearing on behalf of respondent caveator bank also submits that same and similar relief has also been sought for by petitioners before the Debt Recovery Tribunal. In other words, Debt Recovery Tribunal is already seized of the matter. Two parallel proceedings on the same cause of action cannot be permitted to be pursued by the parties concerned. Accordingly, this petition is disposed of. However, liberty is reserved to petitioners to challenge the sale in accordance with law.

(RAJIV SHARMA)
JUDGE

(HARINDER SINGH SIDHU)
JUDGE

24.2.2020
sjks

Whether speaking order	:	Yes	/	No
Whether reportable	:	Yes	/	No