

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

FAO-CARB-16-2020 (O&M)

Date of decision: 31.7.2020

Rays Power Infra Pvt. Ltd.

... Appellant

Versus

Landmark Infonet Pvt. Ltd.

... Respondents

**CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA
HON'BLE MR. JUSTICE KARAMJIT SINGH**

Present: Mr. Sushil Daga, Advocate, with
Mr. Shaurya Puri, Advocate, for the petitioner (s).
Mr. Narender Hooda, Sr. Advocate, with
Mr. Sajjan Singh, Advocate, for the respondents.

RAJAN GUPTA, J. (Oral)

Case has been heard through video conferencing in view of
COVID-19 Pandemic.

Present appeal has been filed against the order passed by
Special Commercial Court, Gurugram whereby two bank accounts of the
appellant have been attached. The order is stated to be *ex parte* in nature.

Under the circumstances, we feel that the respondents therein
are entitled to file their response before the Commercial Court below who
shall take a decision on the application under Section 9 of the Act at the
earliest. They shall be at liberty to move an application for defreezing of the
accounts on the basis of the pleas taken in their response.

Needless to observe that the respondents therein shall be at
liberty to raise all other pleas available to them before the Commercial
Court below.

Disposed of.

**(RAJAN GUPTA)
JUDGE**

**(KARAMJIT SINGH)
JUDGE**

July 31, 2020

Paritosh Kumar

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No