

CWP-10319-2018

Date of decision : 16.1.2020

M/s Aastha Electricals and others Petitioner (s)

Versus

Union of India and others Respondent (s)

CORAM: HON'BLE MR. JUSTICE RAJIV SHARMA
HON'BLE MR. JUSTICE HARINDER SINGH SIDHUPresent:- Mr. Aashutosh Jerath, Advocate
for petitioners.
Mr. Alok Kumar Jain, Senior Panel Counsel
for respondent No. 1.
Mr. V.K. Sachdeva and Ms. Savi, Advocate
for respondents No. 4 to 6.
Mr. Aalok Jagga, Advocate
for respondents No. 7 to 11.

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RAJIV SHARMA, J (ORAL)

Petitioners are aggrieved by Annexure-P-15 at Page 141.

Learned counsel appearing on behalf respondent bank fairly submits the detailed procedure and manner in which a person can be declared as willful defaulter has been laid down. The procedure is in conformity with natural justice. The person is required to be issued a show cause notice, permit him to project his case and thereafter, the management can pass the orders declaring the person as a willful defaulter.

Consequently, this writ petition is allowed. Annexure-P-15 is set aside with liberty reserved to respondent bank to proceed further strictly in accordance with law and to issue necessary orders as per law.

(RAJIV SHARMA)
JUDGE(HARINDER SINGH SIDHU)
JUDGE

16.1.2020

sjks

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