

HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P.(C) No. 102 of 2021

1. Smt. Pooja Chakravarty, W/o. Shri Rajendra Chakravarty, Aged About 40 Years.
2. Shri Rajendra Chakravarty, S/o. Late Shri Ranjeet Kumar Chakravarty, Aged About 55 Years.
Both R/o. Ward No. 12, Near Raju Kirana Store, Vijay Nagar, Tehsil And District Durg (Chhattisgarh)

---- Petitioners

Versus

1. Authorised Officer, Chhattisgarh Rajya Gramin Bank, Regional Office, Plot No. 36, Street No. 1, Pushpak Nagar, Bhilai, District Durg (Chhattisgarh) Pin Code 490020
2. Chhattisgarh Rajya Gramin Bank, Through Its Branch Manager, Durg Branch, Durg, District Durg Chhattisgarh. Pin Code- 490020

---- Respondents

For Petitioners : Mr. K.Rohan, Advocate

For Respondents : Mr. N. Naha Roy, Advocate

Hon'ble Shri Justice Goutam Bhaduri

Order On Board

19.01.2021

Heard

1. Learned counsel for the petitioners submits that pursuant to the notice issued under Section 13(2) of the SARFAESI Act, the proceeding was commenced under Section 14 for unpaid loan. Subsequently, the possession notice was issued under Section 14 of the SARFAESI Act on 09.01.2020 by Annexure P-3. In the meanwhile, the petitioners preferred an appeal before the Bank for one time settlement as because of the pandemic and infection of Covid 19, they suffered a lot and as such they wanted to one time settlement, therefore, they filed an application to the Bank by Annexure P-4. The counsel prays for limited prayer that the said application may be decided.

2. Learned counsel appearing for the respondents would submit that the application filed by the petitioners shall be decided in accordance with law.
3. Considering the submission made, since one time settlement prayer has been made, the respondents may sympathetically consider the application of the petitioners Annexure P-4 in accordance to their prescribed norms and procedure.
4. With the aforesaid observation, the petition stands disposed off.

Sd/-
(Goutam Bhaduri)
Judge

Aks