

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

113

(PROCEEDINGS THROUGH V.C.)

CWP-131-2021

DATE OF DECISION: JANUARY 06, 2021

Smt.Payal Garg and another

.....Petitioners

VERSUS

Debt Recovery Tribunal-III, Chandigarh and others

....Respondents

**CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR.JUSTICE ASHOK KUMAR VERMA**

**Present: Mr. V. K. Sachdeva, Advocate,
for the petitioners.**

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioners have approached this Court with a grievance that in SA/158/2019 in IA/368/2020 in IA/369/2020 preferred by them, the Debt Recovery Tribunal-III, Chandigarh, has not decided the said SA and the same is pending consideration. Instead of deciding the SA, it has proceeded to fix the date subsequent to the date of auction. This would render the SA, as filed by the petitioners, virtually infructuous. He, therefore, contends that the grievance of the petitioners, being not redressed and the Tribunal having not proceeded to exercise its jurisdiction, this Court should entertain the prayer of the petitioner.

Having considered the submissions made by counsel for the petitioners and on going through the facts and circumstances of the case, the

present petition is disposed of by observing that auction, which is slated for 08.01.2021, shall continue. However, the same be not confirmed till 11.01.2021, which is the date fixed before the Debt Recovery Tribunal-III, Chandigarh, on which date the said Tribunal shall proceed to take a decision with regard to said auction, if any held.

(AUGUSTINE GEORGE MASIH)
JUDGE

January 06, 2021
khurmi

(ASHOK KUMAR VERMA)
JUDGE

Whether speaking/reasoned:	Yes
Whether Reportable:	No