

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

CWP No. 3433 of 2021

Date of Decision: 22.03.2021

R.B. Knit Exports

....Petitioner

Versus

The Banking Ombudsman and others

.....Respondent(s)

**CORAM: HON'BLE MR. JUSTICE JASWANT SINGH
HON'BLE MR. JUSTICE JASGURPREET SINGH PURI**

Present : Mr..G.S. Patwalia, Advocate, for the petitioner.

Mr. Deepak Suri, Advocate, for respondent No.1.

(Through video conferencing)

JASGURPREET SINGH PURI, J.

The present writ petition has been filed under Articles 226/227 of the Constitution of India seeking a prayer for issuance of mandamus directing respondent No.1 (The Banking Ombudsman) to conduct an enquiry and take appropriate action in pursuance to the complaint dated 22.09.2020 (Annexure P-20) against respondent No.2 under the Banking Ombudsman Scheme, 2006 in a time bound manner, with a further prayer for issuance of appropriate direction to re-imburse the petitioner loss caused due to alleged deficiency/lapse committed by respondent No.2.

On 12.02.2021, the learned Senior Counsel for the petitioner had submitted that so far as the second prayer qua reimbursement is concerned, the same is given up as withdrawn and had restricted his

argument for directing respondent No.1 to take cognizance on the complaint, one way or the other, in the light of provisions of the Banking Ombudsman Scheme, 2006 and therefore, notice of motion was issued to respondent No.1 at that stage.

Today, Mr. Deepak Suri, learned counsel for respondent No.1 has stated that in terms of order dated 12.02.2021, respondent No.1 has already decided the complaint on 16.03.2021 rendering the present petition as infructuous. He further stated that he would forward a copy of the order to the learned counsel for the petitioner as soon as it is received.

In view of the above and the limited ground upon which the notice was issued to respondent No.1, nothing more survives for adjudication in the present writ petition.

The present petition is, hereby, disposed of as infructuous.

However, in case there is no such order as stated by learned counsel for respondent No.1, the petitioner is given liberty to revive the present petition.

(JASWANT SINGH)
JUDGE

(JASGURPREET SINGH PURI)
JUDGE

22.03.2021
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Whether speaking	:	Yes/No
Whether reportable	:	Yes/No