IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.5652 of 2021
Date of decision: 10.03.2021

Pritam Chand Khajuria

...Petitioner

Vs.

State Bank of India and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MRS. JUSTICE ARCHANA PURI

Present: Mr. S. K. Choudhary, Advocate,
for the petitioner.

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Ritu Bahri, J. (oral)

Learned counsel for the petitioner contends that the petitioner has taken a housing loan in the year 2011. However, his account was declared as Non Performing Asset (NPA) in the year 2019. Even thereafter, he has deposited Rs.75,000/- on 28.11.2019 and Rs.50,000/- on 25.09.2020. Learned counsel further contends that the petitioner has retired from BSNL and is getting pension. Petitioner has made a representation dated 24.12.2020 (Annexure P-3) to the respondents stating about the difficulties faced by the him due to COVID-19 situation. He wants to pay the entire loan amount as of today, which is amounting to Rs.26 Lacs.

As per the judgment passed by Hon'ble the Supreme Court in ***United Bank of India vs. Satyawati Tandon***, 2010 (8) SCC 110, this Court is not to interfere in the recovery proceedings initiated under the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act. However, keeping in view that the petitioner's residential house is at stake on account of non payment of loan and he is ready to make payment within three months as informed by his counsel in the Court, this petition is disposed of by giving direction to the respondent-bank to look into the representation dated 24.12.2020 (Annexure P-3) and decide the matter keeping in view the prayer of petitioner (made by his counsel today in Court), within a period of three months from the date of receipt of certified copy of this order.

(RITU BAHRI)
JUDGE

(ARCHANA PURI)
JUDGE

10.03.2021
ajp

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