

**IN THE HIGH COURT OF PUJAB & HARYANA AT
CHANDIGARH.**

CWP-8480-2021(O&M)

Date of Decision:-17.09.2021

M/s Diwan Chand Vijay Kumar.

.....Petitioner.

Versus

State Bank of India and Anr.

.....Respondents.

**CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH
HON'BLE MR. JUSTICE SANT PARKASH**

Present: Mr. Rajinder Singh, Advocate for the Petitioner.

JASWANT SINGH, J.(ORAL)

Petitioner, a proprietorship concern was to avail the benefit of sanctioned OTS vide memo dated 27.11.2020 (P-5). The Bank under the non discretionary and non discriminatory OTS had settled the outstanding liability for a sum of Rs.98,95,982.83/- only. The petitioner to invoke the benefit of such scheme was required to pay a sum of Rs.5 lacs as process fee and 10% i.e. Rs.9,89,000/- within 30 days to enter the OTS. From the letter dated 18.03.2021 (P-7) it is evident that the petitioner apart from depositing 5% of the process fee failed to deposit the required 10% of the OTS amount by 02.01.2021 so as to enter the OTS Scheme and availed the benefit of sanctioned OTS.

The prayer raised is for directing the bank to extend the time period for entering the OTS.

Counsel for the petitioner has been heard at length.

After hearing learned Counsel for the petitioner, we are of the considered view that prayer made in the petition to extend the time period for entering the OTS is impermissible in law as it amounts to rewriting the terms of the Policy.

Dismissed.

**(JASWANT SINGH)
JUDGE**

**(SANT PARKASH)
JUDGE**

September 17, 2021
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>