

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-9739-2019(O&M)
Date of decision : 10.03.2021

HDB Financial Services Ltd.

... Petitioner

Versus

Additional District Magistrate, Patiala and others

... Respondents

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

Present: Mr.Vipul Dharmani, Advocate
for the petitioner.

Ms.Anju Arora, Addl.A.G. Punjab
for respondents no.1 & 2.

Mr.N.K.Verma, Advocate
for respondent no.3.

Mr.K.K.Goel, Advocate
for respondent no.5.

(Proceeding through Video Conferencing)

AUGUSTINE GEORGE MASIH, J.

CM-605-CWP-2021

Prayer in this application is to pre-pone the date of hearing of
the main case.

Heard. Application is allowed. The main petition is pre-poned
for today and is taken on Board.

CWP-9739-2019

Learned counsel for the petitioner states that the present writ
petition has been rendered infructuous as physical possession of the

mortgaged property stands handed over to the petitioner.

Learned counsel for respondent no.5-Indian Overseas Bank submits that in case the petitioner auctions the property which is subject matter of present writ petition and some excess amount is left with the petitioner, the same be given to respondent no.5. It would be open to respondent no.5 to put such a claim to the petitioner which will thereafter proceed in accordance with law.

The order passed above shall have no bearing in the proceedings which is sought to be initiated by respondent no.3 before the Debts Recovery Tribunal.

Disposed of as infructuous.

As the main case stands disposed of so no order is required to be passed in pending civil miscellaneous applications.

(AUGUSTINE GEORGE MASIH)
JUDGE

(ASHOK KUMAR VERMA)
JUDGE

March 10, 2021

Davinder Kumar

Whether speaking / reasoned

Yes/No

Whether reportable

Yes/No