

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

**CWP No.11635-2021
Date of Decision:12.08.2021**

Kotak Mahindra Bank Limited

...Petitioner

Versus

District Magistrate, Patiala, Punjab and others

...Respondents

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

Present: Mr. D.K.Singal Advocate
for the petitioner.

Ms. Monica Chhibber Sharma, Senior DAG, Punjab.

JASWANT SINGH, J. (ORAL)

[The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual court.]

The secured creditor is seeking a direction to respondent No.1 and 2 to comply with the order dated 22.08.2016 (P-3) passed by the District Magistrate, Patiala-respondent No.1 under Section 14 of the SARFAESI Act for providing assistance to take over actual physical possession of the mortgaged property/secured asset owned by private respondents.

This Court, vide order dated 05.07.2021 issued notice to official respondents No. 1 to 3 for today to enquire about legal impediments, if any, for implementing the aforesaid order.

Learned counsel for the State had appeared and accepted notice on the previous date.

Learned counsel appearing on behalf of the official respondents

states that after the effect of restraint orders passed by this Court in CWP-PIL-77-2021 is over, the actual possession shall be restored to the petitioner-secured creditor within the next 30 days after 10 days' prior notice to the occupants/borrowers of the secured asset.

In view of the above, nothing more survives in the matter and accordingly, the present writ petition is disposed of.

(JASWANT SINGH)
JUDGE

(SANT PARKASH)
JUDGE

12.08.2021
mks

Whether Speaking/Reasoned: YES / NO
Whether Reportable: YES / NO