

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-17290-2019(O&M)

Date of decision : 10.03.2021

M/s Bala Ji Industries and another

... Petitioners

Versus

State Bank of India and another

... Respondents

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

Present: Mr. Gautam Kaile, Advocate
for the petitioners.

Mr. Raj Kumar Arora, Advocate
for the respondents.

(Proceeding through Video Conferencing)

AUGUSTINE GEORGE MASIH, J.

CM-1793-CWP-2021

Prayer in this application is to place on record the No Dues Certificate dated 01.01.2021 as Annexure P-10, letter dated 06.01.2021 as Annexure P-11, copy of demand drafts as Annexure P-12.

Application is allowed. No Dues Certificate dated 01.01.2021 as Annexure P-10, letter dated 06.01.2021 as Annexure P-11, copy of demand drafts as Annexure P-12 are taken on record subject to all just exceptions.

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On March 03, 2021, the case was taken up for hearing and following order was passed:-

the matter has been amicably settled between the parties. This is apparent, according to him, from the communication which has been received by the petitioners from the respondent – Bank including 'No Dues Certificate' dated 01.01.2021 (Annexure P-10).

Learned counsel for the respondents prays for a short adjournment to seek instructions especially with reference to the order dated 01.07.2019 passed by this Court.

Prayer granted.

Adjourned to 10.03.2021.

To be shown in the urgent list.”

In pursuance to the said order, short reply by way of affidavit of Chief Manager, State Bank of India, Main Branch Bhiwani, District Bhiwani, dated 05.03.2021 has been filed. According to which, the applicants-petitioners have entered into one time settlement with the respondent bank and deposited the total due amount under one time settlement in his account titled as M/s Bala Ji Industries. It has further been stated that the bank has not got released the four demand drafts total amounting to Rs.10 lacs which were deposited by the petitioners in pursuance to the order dated July 01, 2019 passed by this Court and therefore, the bank has no objection in case the said demand drafts of Rs.10 lacs as deposited in the registry of this Court be handed over to the petitioners.

In the light of the above, the present writ petition is disposed of as having been rendered infructuous.

On a request being made by the petitioners / counsel for the petitioners, the Registry shall return the four demand drafts of Rs.10 lacs

passed by this Court.

(AUGUSTINE GEORGE MASIH)
JUDGE

(ASHOK KUMAR VERMA)
JUDGE

March 10, 2021
Davinder Kumar

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