

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-39425-2021 (O&M)
Date of decision: 30.09.2021

Central Bank of India

... Petitioner

Vs.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. C.S. Pasricha, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for issuance of direction to respondent No.2 for registration of FIR against respondents No.3 to 7 on the basis of application dated 07.12.2020 (Annexure P-4) submitted by the petitioner-Bank.

Learned counsel for the petitioner submits that subsequent to obtaining the loan, by mortgaging the property, respondent No.4 Neeraj Kumar Jain has forged the No Objection Certificate dated 23.11.2020 and he has submitted the same to the Patwari Halqa along with his own affidavit, which is attested by the Executive Magistrate, Ludhiana West that entire loan has been repaid, whereas the same is factually incorrect. It is further submitted that said documents were provided by the Patwari Halqa, when he came for verification

of the same with the Bank.

Learned State counsel has submitted that an FIR No.98 dated 15.06.2021 under Sections 420, 120-B IPC stands registered at Police Station PAU, Ludhiana in this regard.

In reply, learned counsel for the petitioner submits that FIR No.98 has been registered on the basis of an alleged agreement to sell, vide which the private respondents intended to sell the property to a third party and the fraud has been committed with the Bank.

After hearing learned counsel for the parties, this petition is disposed of with a direction to the official respondents to look into grievance of the petitioner-Bank in terms of the application dated 07.12.2020 (Annexure P-4) and also in view of the documents to be handed over to the Inquiry Officer by the revenue officials and to decide the same within a period of two months from today.

[ARVIND SINGH SANGWAN]
JUDGE

30.09.2021
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No