

CWP-546-2021

1

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

CWP-546-2021

Date of decision: 12.1.2021

Pan India Foods

...Petitioner

Versus

Allahabad Bank and another

...Respondents

**CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN
HON'BLE MR. JUSTICE VIVEK PURI**

Present: Mr.Harsh Goyal, Advocate for the petitioner

JITENDRA CHAUHAN, J.

The matter has been taken up through video-conferencing in the light of the pandemic Covid-19 situation and as per instructions.

This writ petition under Articles 226/227 of the Constitution of India has been filed for issuance of direction to the respondents to refund an amount of Rs.4,62,820/- (lifted amount) out of the total deposit against auction of rice held vide auction notice dated 2.5.2019 (Annexure P1) on account of short delivery of rice.

Learned counsel appearing on behalf of the petitioners states that at this stage, he would be satisfied, if a direction is issued to respondent No.1 – Authorised Officer/ Branch Manager, Allahabad Bank now merged into Indian Bank, Stressed Assets Management Branch, B-XXII-98, 165 Industrial Area-A, Near Cheema Chowk, Ludhiana to consider and decide the legal notices dated 7.9.2019 & 26.9.2019 (Annexures P30 & P-32

respectively) expeditiously.

Heard.

In view of the above, without adverting to the merits of the case, the present petition is disposed of with a direction to respondent No.1 – Authorised Officer/ Branch Manager, Allahabad Bank now merged into Indian Bank, Stressed Assets Management Branch, B-XXII-98, 165 Industrial Area-A, Near Cheema Chowk, Ludhiana to consider and decide the legal notices dated 7.9.2019 & 26.9.2019 (Annexures P30 & P-32 respectively) in accordance with law within eight weeks from the date of receipt of the certified copy of the judgment. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioner is admissible to it, in such eventuality, the consequential relief be allowed to it, within a period of eight weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioner is not admissible or made out, in that case, a speaking order be passed in the matter.

[JITENDRA CHAUHAN]
JUDGE

[VIVEK PURI]
JUDGE

12.01.2021

gsv

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No