

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
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CWP-1354-2022 (O&M)

Decided on : 06.07.2022

M/s Insan Garments

... Petitioner

Versus

Punjab & Sind Bank

... Respondent

**CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA
HON'BLE MR.JUSTICE VIKAS SURI**

Present:- Mr.Durgesh, Advocate, for
Mr.Ferry Sofat, Advocate, for the petitioner.

G.S. Sandhawalia, J. (Oral)

Prayer in the present writ petition is for quashing the notices dated 07.08.2017 (Annexure P-4) and dated 23.09.2017 (Annexure P-5) issued under Section 13 (4) of the Securitization & Reconstruction of Financial Assets & Enforcement of Security Interest Act, 2002 (for short, the 'Act').

The present writ petition was filed on 18.01.2022. In our considered opinion, at this stage, challenge to the said proceedings is belated and the writ petition is liable to be dismissed on this ground itself. The loan of Rs.9,50,000/- had been taken by the petitioner and the same has swelled to Rs.10,66,157/-, as per the notice dated 23.09.2017 (Annexure P-5). A perusal of the paperbook would also go on to show that CWP-3998-2021 had been filed by the respondent-Bank to comply with the order dated 17.09.2018, passed under Section 14 of the Act.

In such circumstances, much water has flown since then and it would not be appropriate for this Court to exercise its extraordinary writ jurisdiction and the present writ petition is, accordingly, dismissed.

**(G.S. SANDHAWALIA)
JUDGE**

**(VIKAS SURI)
JUDGE**

July 6, 2022
sailsh

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No