

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

113

**CWP-1439-2022  
Date of decision: 27.01.2022**

**HDFC BANK LTD.**

....Petitioner

**Versus**

**CHANDIGARH ADMINISTRATION, U.T. AND OTHERS**

...Respondents

**CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA  
HON'BLE MR. JUSTICE VINOD S. BHARDWAJ**

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Present : Mr. APS Sehgal, Advocate  
for the petitioner.

Mr. Aman Pal, Advocate with  
Ms. Aashna Gill, Advocate  
for respondent Nos.1 and 2.

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**TEJINDER SINGH DHINDSA. J. (ORAL)**

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

Petitioner-HDFC Bank is a lessee on the Ground Floor, SCO-28 Sector 26 Madhya Marg, Chandigarh.

Instant writ petition is directed against an interim order dated 22.01.2022 (Annexure P-1) passed by the Sub-Divisional Magistrate (East) exercising the power of Estate Officer, UT Chandigarh, whereby directions have been issued to immediately seal the premises in question.

The primary ground of challenge raised in the petition is that the petitioner-Bank has not been afforded any opportunity of hearing and had not been issued any notice, as contemplated under Rule 10 of Chandigarh Estate Rules 2007, prior to taking such coercive action.

Notice of motion.

Mr. Aman Pal, Advocate along with Ms. Aashna Gill, Advocate have entered appearance on behalf of respondent Nos.1 and 2.

Mr. Aman Pal, Advocate upon instructions from Mr. Rohit Gupta, Sub-Divisional Magistrate (East) informs us that notices have since been issued to the bank for a hearing, which is slated today itself at 03:00 PM. He further submits that the premises in question, where the bank is operating, would be de-sealed forthwith and further action would be dependent upon a final order to be taken by the competent authority and after an opportunity of hearing having been granted to the bank.

Statement is accepted.

No further directions are required to be passed at this stage.

Writ petition accordingly is disposed of.

We may clarify that we have not examined the issue on merits.

**(TEJINDER SINGH DHINDSA)**  
**JUDGE**

**(VINOD S. BHARDWAJ)**  
**JUDGE**

**27.01.2022**

*S.Sharma(syr)*

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|----------------------------------|---|---------------|
| <i>Whether speaking/reasoned</i> | : | <i>Yes/No</i> |
| <i>Whether reportable</i>        | : | <i>Yes/No</i> |