

118

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.13800 of 2022

Date of Decision: 12.07.2022.

SUDHA JOSHI

.....Petitioner

V/s.

HDFC BANK LTD. AND OTHERS

.....Respondents

CORAM: **HON'BLE MR. JUSTICE M.S. RAMACHANDRA RAO.**
HON'BLE MR. JUSTICE HARMINDER SINGH MADAAN

Present: Mr. Chetan Mittal, Senior Advocate assisted by
Mr. Dinesh K. Malhotra and Mr. Himanshu Gupta, Advocates,
for the petitioner.

M.S. RAMACHANDRA RAO, J. (Oral)

Notice of motion.

Mr. Munish Jain, Advocate accepts notice for respondent No. 1
and Mr. Abhinav Sood and Mr. Jashan Mehta, Advocates accepts notice on
behalf of Mr. Anil Mehta, Senior Standing Counsel, U.T., Chandigarh for
respondents No.2,3,7 and 8.

Heard counsel for the parties.

In the facts and circumstances of the case, since the Appeal
bearing MA No. 118 of 2020 is said to be pending before the Debts
Recovery Appellate Tribunal, New Delhi (DRAT) wherein the question
whether mortgage in question was actually created by the petitioner or not,
is under consideration, the DRAT is directed to decide the said
MA No.118 of 2020 within a period of two months in accordance with law
after hearing both the parties. The parties undertake to give full cooperation
for disposal of the said MA.

It is also placed on record that the sale intended to be held by
the respondent-Bank on 29.0.6.2022 did not take place.

(M.S. RAMACHANDRA RAO)
JUDGE

(HARMINDER SINGH MADAAN)
JUDGE

July 12, 2022

Ess Kay