

CWP-29266-2022

Date of decision: 19.12.2022

VIKAS GOYAL AND ANOTHER

... Petitioners

Versus

UCO BANK AND OTHER

... Respondents

CORAM: HON'BLE MR. JUSTICE M.S. RAMACHANDRA RAO,
HON'BLE MRS. JUSTICE SUKHVINDER KAUR.

Present: Mr. Arav Gupta, Advocate
for the petitioners.

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

Notice of motion.

Mr. Nonish Kumar, Advocate accepts notice and filed power of attorney on behalf of respondent No.1, the same is taken on record.

Counsel for the petitioner contends that the sale notice proposing to sale of the secured assets on 23.12.2022 was dispatched on 22.11.2022 and was received by the petitioners on 25.11.2022 and there is no clear 30 days gap between the date of service of sale notice and date of the sale as mandated by rule 9(1) of the Security Interest (Enforcement) Rules, 2002. Counsel for the first respondent on instructions from Mr. Baldev Singh, Chief Manager Branch Head Office of UCO Bank Millar Ganj, Ludhiana states that respondent No.1 would withdraw the sale notice in view of the deficiency in the time period and seeks liberty to issue fresh sale notice after complying with the requirement of the law.

The said statement of the counsel for the first respondent is placed on record. Liberty is granted as sought for by the counsel for respondent No.1.

In view of the above, the writ petition is disposed of .

(M.S. RAMACHANDRA RAO)
JUDGE

(SUKHVINDER KAUR)
JUDGE

19.12.2022
joyti

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No