

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

COCp-777-2020 (O&M)
Date of decision: 26.07.2023

M/s Kuldeep Flour Mills
.....Petitioner
Versus
Lalit Mohan and Anr
.....Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Nandan Jindal, Advocate
for the petitioner.

Mr. Akshay Jain, Advocate
for the respondents.

ARVIND SINGH SANGWAN J. (Oral)

The petitioner alleges non-compliance of the order dated 22.11.2019 passed by the DRT-II, Chandigarh, wherein the proceedings are pending under the SARFESI Act.

As per the order, on oral request of counsel for the applicant, it was stated that some documents were lying in the premises, which are with the Bank as the premises has been sold which are needed for tax purposes. It is further observed that this being request, the applicant may approach the bank within 15 days and if the same are with the Bank, certified copies of the same be supplied to the applicant within 15 days. As per Para 8 of the affidavit, it is stated that the documents so demanded by the petitioner in terms of the representation, were never in custody of the Bank.

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Counsel for the respondents has referred to the inventory (Annexure R-4) to submit that at the time when the possession was taken, no such documents were submitted.

In view of the above, this petition is disposed of and the petitioner is relegated to avail the alternative remedy, in accordance with law as the disputed questions of facts are involved.

(ARVIND SINGH SANGWAN)
JUDGE

26.07.2023
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No