

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(120)

CWP-4568-2023

Decided on : 24.05.2023

Sunita Rani

.....Petitioner(s)

Versus

Kotak Mahindra Bank Ltd.

.....Respondent(s)

**CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA
HON'BLE MS.JUSTICE HARPREET KAUR JEEWAN**

Present: Dr.Deepak Jindal, Advocate for the petitioner (s).
Mr. D.K.Singal, Advocate, for the respondent-Bank.

G.S. Sandhawalia, J. (Oral)

On the last date of hearing i.e. 20.03.2023, the following order was passed:

“Perusal of Annexure P-5 would show that an amount of Rs.6,26,86,941.19 is outstanding.

Counsel submits that he will pay half of the amount within 60 days.

Let a draft be prepared for the said amount and produced in Court.

Mr.D.K.Singal, Advocate has put in appearance on behalf of respondent-Bank having advance copy.

Adjourned to 24.05.2023.”

2. Today, counsel for the petitioner submits that he does not have instructions to comply with the said order and accordingly prays for withdrawal of the writ petition.

3. The proceedings are under the Securitization and Re-construction of Financial Assets and Enforcement of Security Interest Act, 2002 and therefore, as no bona fides has been shown, this Court does not wish to exercise its extraordinary jurisdiction and the petitioner is therefore, relegated to the Debt Recovery Tribunal as and when the cause of action arises.

4. Writ petition stands dismissed with the aforesaid liberty.

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

**(HARPREET KAUR JEEWAN)
JUDGE**

24.05.2023

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Whether speaking/reasoned	Yes	
Whether Reportable :		No