

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

204

CWP-6604-2020

Date of Decision: 04.09.2023

DALBIR SINGH

... Petitioner

VERSUS

SYNDICATE BANK AND ANOTHER

....Respondents

CORAM: HON'BLE MRS. JUSTICE LISA GILL
HON'BLE MRS. JUSTICE RITU TAGORE

Present: Mr. Vivek Salathia, Advocate
for the petitioner.

None for the respondents.

LISA GILL, J.(Oral)

1. Prayer in this writ petition is for directing the respondent-Bank to accept the proposal for One Time Settlement (OTS) submitted by the petitioner (Annexure P-5).
2. Notice of motion had been issued in this writ petition by coordinate Bench on 12.03.2020 while directing that operation of e-notice dated 24.02.2020 and notice dated 04.03.2020 under Section 13(4) of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act (SARFAESI Act), 2002 would remain stayed, in case a sum of Rs.3 lakhs is deposited with the respondent-Bank within a period of four weeks.
3. Learned counsel for the petitioner is unable to inform whether the said amount was deposited by the petitioner or not. It is submitted that no further instructions have been received by learned counsel from the petitioner.

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4. None has appeared on behalf of respondents despite service. Apart from the fact that prayer as addressed in this writ petition is not entertainable in view of the judgment of Hon'ble the Supreme Court in **The Bijnor Urban Cooperative Bank Limited, Bijnor and others Vs. Meenal Agarwal and others, 2022 AIR (SC) 56**, petitioner admittedly has efficacious remedy under the Act for redressal of the grievances so far as the proceedings under the SARFAESI Act initiated against the petitioner are concerned.

5. Writ petition is accordingly dismissed with liberty to the petitioner to avail the remedy available to him in accordance with law.

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

04.09.2023

Rimpal

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