

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

116

2023:PHHC:069914-DB

CWP-7170-2023

Date of Decision: 15.05.2023

Mandeep Singh

.....Petitioner(s)

Versus

Piramal Capital and Housing Finance Ltd. and others

....Respondent(s)

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

Present: Mr. S.K. Bokolia, Advocate, for the petitioners.

G.S.SANDHAWALIA, J. (Oral)

1. Challenge in the present writ petition filed under Articles 226 and 227 of the Constitution of India is to the securitization proceedings including the notice dated 14.05.2022 issued under Section 13(4) of the Securitization and Re-construction of Financial Assets and Enforcement of Security Interest Act, 2002.

2. On 13.04.2023, the following order was passed:-

“Counsel prays for time to produce a demand draft of Rs.6 lakhs in favour of the respondent-Bank against a outstanding of Rs.12,58,016/- to show the bona fides of the petitioner.

List on 01.05.2023.”

3. Opportunity was again granted on 01.05.2023. Even today, no draft has come forth to show the willingness of the petitioner. In such circumstances, we are of the considered opinion that the petitioner has a remedy before the Tribunal and since he has shown no willingness to furnish a draft, we are not inclined to entertain the present petition.

4. Accordingly, the petition stands dismissed with the aforesaid liberty.

(G.S. SANDHAWALIA)
JUDGE

15.05.2023

shivani

(HARPREET KAUR JEEWAN)
JUDGE

Whether reasoned/speaking

Yes

Whether reportable

No