

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

**CWP No.10114 of 2019 (O&M)
Date of Decision: 15.02.2023**

AVDESH KUMAR
Versus

..... Petitioner(s)

ALLAHABAD BANK LUDHIANA

..... Respondent(s)

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

Present: None for the petitioner.

Mr. Vikas Chatrath, Advocate
for the respondent-Bank.

LISA GILL, J.

Prayer in this writ petition is for a direction to the respondent-bank to put a stop to further proceedings under Section 13(4) of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002, pursuant to notice dated 28.01.2019 (Annexure P-2).

It is noticed that none has been appearing on behalf of the petitioner on various occasions when this matter was taken up for hearing after 06.08.2019. Learned counsel for the respondent refers to communication dated 03.02.2020 from the respondent-bank and submits that loan account of petitioner has been closed and that respondent-bank is not taking any action against the property mortgaged in the said account.

Substance of communication dated 03.02.2020 reads under:-

“It is hereby submitted that the loan account of Mr. Avdesh Kumar has been closed and we are not going to take any action against his property mortgaged in the account. So all our action under SARFESI Act 2002 stand stopped now.”

Copy of communication dated 03.02.2020 is taken on record as Annexure A-1.

Learned counsel further submits that in fact this writ petition is thus rendered infructuous.

Ordered accordingly.

In case, petitioner has any subsisting grievance or any incorrect information has been placed before us, he is at liberty to file appropriate application within four weeks.

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

15.02.2023
Sunil

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