

**CWP-12314-2022
Date of Decision: July 21, 2023**

M/S CHANNA ENTERPRISES AND OTHERS Petitioners

Versus

HDFC BANK LIMITED AND OTHERS Respondents

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

Present: Ms. Kriti S. Avasthi, Advocate for the petitioners.

Mr. Gaurav Goel, Advocate for the respondent – Bank.

LISA GILL, J.

1. Prayer in this petition is for quashing notice dated 17.11.2021 (Annexure P1) under Section 13(2) of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short – ‘SARFAESI Act’) and for a direction to the respondents to decide objections filed by the petitioners.

2. Learned counsel for the respondent – Bank submits that objections (Annexure P2) attached alongwith this writ petition have never been received by the Bank. There is no postal receipt or any document to show sending of the same by the petitioners. However, it is submitted that these objections attached with this writ petition and received as such alongwith shall, in any case, now be considered and decided within seven days.

3. Keeping in view the statement of learned counsel for the respondent – Bank, we do not find any justification for continuance of proceedings.

4. Writ petition is disposed of, accordingly. Needless to say, in case, objections filed by the petitioners are rejected, petitioners are at liberty to avail remedy/remedies available to them under the SARFAESI Act in accordance with law.

(LISA GILL)
JUDGE

July 21, 2023
rts

(RITU TAGORE)
JUDGE

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