

2023:PHHC:114791-DB

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

CWP-13013-2022 (O&M)
Date of Decision: August 31, 2023

BARJINDER RAI

..... Petitioner

Versus

BANK OF INDIA

..... Respondents

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

Present: None for the petitioner.

Ms. Manjari Joshi, Advocate for the respondent.

LISA GILL, J.

1. Prayer in this writ petition is for not only for setting aside proceedings under the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short – ‘SARFAESI Act’) initiated against the petitioner with issuance of notice dated 02.06.2021 under Section 13(2) of SARFAESI Act but a grievance has also been raised about incorrect splitting of a composite credit facility offered to the petitioner. Further, there is a prayer for directing the respondent - Bank to decide representation dated 19.05.2022 (Annexure P2) submitted by the petitioner for release of cash credit facility, which was sanctioned.

2. Learned counsel for the respondent submits that this writ petition is rendered infructuous as the petitioner’s account has been settled and closed.

3. There is no representation on behalf of the petitioner, however, we do not find any ground for continuance of the present proceedings in view of categorical submission by learned counsel for the respondent.

4. Writ petition is, accordingly, disposed of as infructuous. Needless to say, liberty is afforded to the petitioner to file an appropriate application in this writ petition within four weeks in case any incorrect fact has been set forth before this Court.

5. Copy of this order be conveyed at the given address of the petitioner.

6. Pending application(s), if any, stand(s) disposed of.

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

August 31, 2023
rts

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