

Neutral Citation No. 2023:PHHC:075201-DB
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(157) CWP-11098-2023
Decided on :24.05.2023

M/s Rohit Industries and others
.....Petitioner(s)
Versus
The District Magistrate, Panipat and others
.....Respondent(s)

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

Present: Mr. Sukesh Kumar Jindal, Advocate for the petitioner (s).
Mr. Aman Vashisth, Advocate for respondent No.3.

G.S. Sandhawalia, J. (Oral)

Challenge in the present writ petition filed under Articles 226/227 of the Constitution of India is to the order dated 22.02.2023 (Annexure P-2) passed by the District Magistrate, Panipat.

2. A perusal of the paper-book would go on to show that as per the possession notice dated 26.04.2023 (Annexure P-3) issued under Section 13 (4) of the Securitization and Re-construction of Financial Assets and Enforcement of Security Interest Act, 2002, there are outstandings of ₹1,56,85,529/- against the petitioners. It is not disputed possession has already been taken.

3. In such circumstances, in the absence of any reasonable amount being furnished, even 1/3rd of the outstanding amount, we are not inclined to exercise our extra-ordinary jurisdiction. Resultantly, the present writ petition is dismissed. Liberty is given to the petitioners to approach the Tribunal in accordance with law.

(G.S. SANDHAWALIA)
JUDGE

(HARPREET KAUR JEEWAN)
JUDGE

24.05.2023
Naveen

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No