

CWP-14250-2023
Date of Decision: November 21, 2023

VINIT KUMAR VERMA AND ANOTHER Petitioner

Versus

DISTRICT MAGISTRATE AND OTHERS Respondents

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

Present: Mr. Arpit Chawla, Advocate for the petitioners.

Mr. Amit Singh Panghal, Advocate for
Mr. Harsh Chopra, Advocate for the respondent – Bank.

LISA GILL, J.

1. Petitioners have challenged proceedings initiated against them under Section Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short – ‘SARFAESI Act’) by respondents No. 2 to 4.
2. Learned counsel for petitioners submits that present writ petition is rendered infructuous as entire overdue amount stands deposited. Petitioner No. 1 has submitted affidavit dated 31.07.2023 before respondents No. 2 and 3 that he would undertake to pay all future EMIs as and when they become due, as per mutually agreed terms and conditions.
3. Learned counsel for respondent – Bank affirms and verifies that on deposit of overdue amount, account of petitioners has been regularized/made standard, as on today.

4. In view of above, present petition is disposed of as infructuous.
5. It is clarified that there is no expression of opinion on merits of the matter or even entertainability thereof.

(LISA GILL)
JUDGE

November 21, 2023
Rts

(RITU TAGORE)
JUDGE

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