

CWP-16941-2023
Date of Decision: August 07, 2023

KOTAK MAHINDRA BANK LIMITED

.... Petitioner

Versus

M/S SANATAN LOGISTICS PVT LTD AND OTHERS Respondents

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

Present: Mr. Akshay Bhan, Senior Advocate with
Mr. Aman Bansal, Advocate for the petitioner.

LISA GILL, J.

1. Prayer in this petition is for quashing order dated 18.07.2023 (Annexure P1) passed by respondent No. 6. Further prayer is to stay operation of order dated 18.07.2023 till the pendency of this petition.

2. It is submitted that this writ petition has been filed by the petitioner as appeal filed by the petitioner before learned Debt Recovery Appellate Tribunal, Delhi (DRAT) challenging order dated 18.07.2023 passed by learned Debt Recovery Tribunal-II, Chandigarh could not be taken up for hearing as the Bench was not holding the Court. However, it is brought to our notice that the Bench is holding Court as of now. Learned counsel for the petitioner has been asked to join through Video Conferencing.

3. In this view of the matter, we do not find any ground to interfere in this writ petition. We are sanguine that the matter shall be taken up by the learned DRAT and application seeking interim relief as has

expeditiously, in accordance with law, especially keeping in view the serious allegations raised in the writ petition that forcible possession of the property has been taken by the private respondents even before the expiry of period of appeal.

4. Accordingly, present petition is disposed.

(LISA GILL)
JUDGE

August 07, 2023
rts

(RITU TAGORE)
JUDGE

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