

CWP-22755-2022

Date of Decision: December 13, 2023

BALRAJ GUPTA

..... Petitioner

Versus

THE AUTHORIZED OFFICER, ICICI HOME FINANCE AND ORS.

..... Respondents

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

Present: Mr. Shivam Chaudhary, Advocate for
Mr. Sahil Khunger, Advocate for the petitioner.

Mr. Raghav Garg, Advocate for the respondent – Bank.

Mr. Sandeep Jain, Addl.AG, Punjab.

LISA GILL, J.

1. Prayer in this writ petition is for setting aside notice dated 18.10.2021 (Annexure P2) under Section 13(4) of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short – ‘SARFAESI Act’) and notice dated 04.08.2022 issued by respondent No. 3, pursuant to order dated 13.01.2022 passed by District Magistrate, Ludhiana under Section 14 of SARFAESI Act.

2. Learned counsel for respondent – Bank submits that this writ petition is rendered infructuous as petitioner’s account has been settled and closed. Learned counsel for petitioner submits that he does not have any information in this regard.

3. Be that as it may, we do not find any justification for continuance of present proceedings, in view of categorical statement by learned counsel for respondent – Bank.

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

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

December 13, 2023

Rts

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