

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

Neutral Citation No. 2023:PHHC:066781-DB

(293)

CWP-23859-2022

Decided on :09.05.2023

Arora Medical Agencies

.....Petitioner(s)

Versus

AU Small Finance Bank Ltd. and another

.....Respondent(s)

**CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA
HON'BLE MR.JUSTICE GURBIR SINGH**

Present: Ms. Dilmrig Nayani, Advocate for
Mr. Balram Prashar, Advocate for the petitioner (s).

Ms. Deepika Mittal, Advocate for the petitioner.

G.S. Sandhawalia, J. (Oral)

In the present writ petition filed under Article 226/227 of the Constitution of India challenge has been made to the securitization proceedings including the possession notice dated 18.07.2022 (Annexure P-5) wherein a sum of ₹49,77,351/- as due on 13.04.2022 was outstanding.

2. On 17.10.2022 the following order was passed:-

“Notice of motion 24.01.2023.

Subject to the petitioner paying ₹10,00,000/- with respondent No.1-Bank within two weeks from today, no coercive steps shall be taken against the petitioner. In default of compliance of this order, this order shall stand vacated.”

3. Neither any application has been filed stating that the said amount was deposited with the Bank nor any affidavit has been filed in compliance of the said order. Counsel for the respondent-Bank has also placed on record account statement to show that the amount has not been deposited.

4. Keeping in view the above, we are of the considered opinion that the petitioner having been granted the indulgence has not complied with the said order. Accordingly, the present writ petition is dismissed.

(G.S. SANDHAWALIA)
JUDGE

(GURBIR SINGH)
JUDGE

09.05.2023
Naveen

Whether speaking/reasoned :	Yes	
Whether Reportable :		No