

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

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(1) CWP-26831-2019 (O&M)  
Date of Decision: 11.05.2023

M/s Gupta Sanitary Store and another ....Petitioners

Versus

Canara Bank and another ....Respondents

(2) CWP-26901-2019 (O&M)  
Date of Decision: 11.05.2023

M/s Kunal Enterprises and another ....Petitioners

Versus

Canara Bank and another ....Respondents

**CORAM: HON'BLE MR. JUSTICE B.S.WALIA  
HON'BLE MR. JUSTICE LALIT BATRA**

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**Present:** Ms. Ritam Aggarwal, Advocate  
for the petitioners.

Mr. Gaurav Goel, Advocate and  
Mr. Navjit Singh, Advocate  
for respondent No.1 – Bank.

Mr. Gurpreet Singh Sandhu, Deputy Advocate General, Punjab  
for respondent No.2 – State.

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**B.S.Walia, J.**

This order shall dispose of CWP-26831-2019 and CWP-26901-  
2019.

2. Challenge in CWP-26831-2019 is to notice Annexure P/3 dated  
17.01.2019 issued to petitioner No.1 under Section 13 (2) of the

Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (hereinafter referred to Act, 2002), on account of failure of petitioner No.1 to repay Rs.37,37,035/- (Rupees thirty seven lacs thirty seven thousand and thirty five only) while challenge in CWP-26901-2019 is to notice Annexure P/3 dated 04.01.2019 issued to petitioner No.1 under Section 13 (2) of Act, 2002, on account of failure of petitioner No.1 to repay Rs.28,35,548.32/- (Rupees twenty eight lacs thirty five thousand five hundred forty eight and thirty two paise only) together with further interest and incidental expenses and costs.

3. At the outset, learned counsel for the petitioners has placed on record communication dated 16.03.2023 from respondent No.1 – Bank informing the petitioners that OCC A/c No.2095261000012 in the name of M/s Gupta Sanitary Store (petitioner No.1 in CWP-26831-2019); OCC A/c No.2095261000014 in the name of M/s Kunal Enterprises (petitioner No.1 in CWP-26901-2019) and HL A/c No.2095261004475 in the name of Kiran Aggarwal (petitioner No.2 in CWP-26901-2019) had been settled and paid under One Time Settlement (OTS) scheme of the bank. The same is taken on record.

4. Learned counsel for the petitioners states that in view of the dispute, which is the subject matter of the instant petitions having been amicably settled between the parties by way of OTS scheme of the bank, the petitioners do not wish to pursue the petitions and the same may be disposed of having been rendered infructuous.

5. Learned counsel for respondent No. 1 – Bank confirms communication dated 16.03.2023 having been issued by respondent No. 1 – Bank to the petitioners and states that in the circumstances he has no objection to the prayer of learned counsel for the petitioners.

6. In view of the position noted above as well as the statement made by learned counsel for the parties, the petitions are disposed of as having been rendered infructuous.

7. As the main petitions have been disposed of, all pending miscellaneous applications also stand disposed of.

**(B.S.WALIA)  
JUDGE**

**11.05.2023**  
*Varinder Prashad*

**(LALIT BATRA)  
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No