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

**CM-17411-CWP-2022
IN/AND CWP-23539-2022
Date of decision: 27.03.2023**

RAHUL GARG

...PETITIONER

VERSUS

UNION BANK OF INDIA AND ORS.

...RESPONDENTS

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

Present: Dr. Surya Parkash, Advocate for petitioner.

Mr. Alok Jagga, Advocate
Mr. Harshit Anand, Advocate and
Mr. S.S.Bajaj, Advocate for respondent No.3.

G.S.SANDHAWALIA, J. (ORAL)

CM-17411-CWP-2022

This is an application for placing on record the Annexure P-17 to
Annexure P-22.

Heard.

For the reasons stated in the application, the same is allowed and
Annexures P-17 to P-22 are taken on record.

CWP-23539-2022

The challenge is to the sale/auction of House No.630, Phase-VI,
Sector-56, Mohali under the SARFAESI Act 2002. Vide order dated 14.10.2022
passed by the Co-ordinate Bench of this Court the petitioner was protected
subject to depositing the entire dues within one week from the date of order.

The sale certificate was not be issued to the successful auction
purchaser till the next date of hearing and the bank was to inform counsel for the

who is stated to minor now represented by his grand father.

Civil Misc. Application has been filed in which it has been averred that the cheque for Rs.68,56,594/- as demanded by the respondent-bank was furnished along with the letter and the grandfather authorized the respondent-bank to adjust the loan by making transfer from the bank account of the grandfather of the petitioner i.e. Account No.504702010000001, maintained in the respondent-bank. The photocopy of the cheque as such, has been appended to satisfy the house loan Account No.504706650261168 (Annexure P-1).

The counsel for the bank confirmed the factum of the deposit and clearance of the outstanding payment.

In such circumstances, we are of the considered opinion that on account of deposit of all dues and the outstanding having been cleared, the matter has been rendered infructuous and is disposed of as such.

We do not comment upon the rights of the private respondents who is the auction purchaser and the mother of the minor who are claiming other rights apart from the challenge to the auction, which had been the relief claimed by the petitioner.

Liberty is given to them to take legal redressal in accordance with law if so needed.

(G.S.SANDHAWALIA)
JUDGE

27.03.2023

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(GURBIR SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes /No</i>