

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARHCM-9071-CWP-2023 IN/AND
CWP-26275-2022 (O&M)
DATE OF DECISION: 24.05.2023M/S FULLERTON INDIA HOME FINANCE CO. LTD.
.....PETITIONERVS.
STATE OF PUNJAB AND OTHERS
.....RESPONDENTSCORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA
HON'BLE MS. JUSTICE HARPREET KAUR JEEWANPresent: Ms. Keerti Sandhu, Advocate,
for the applicant-petitioner.

Mr. Navneet Singh, Sr. D.A.G., Punjab.

G.S.SANDHAWALIA, J. (ORAL)

1. This petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of '*mandamus*' directing the respondents to implement the order dated 05.04.2022 (Annexure P-1) passed under Section 14 of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short 'the Act'), in view of the outstanding of ₹33,31,255.84/-.

2. Learned counsel for the State submits that the order of the Additional District Magistrate, Patiala, dated 05.04.2022 (Annexure P-1) passed under Section 14 of the Act, shall be implemented at the earliest within a period of four weeks in accordance with the principles laid down by the Division Bench of this Court in Allahabad Bank, Branch at

Industrial Area vs. District Magistrate, Ludhiana and others 2021 (4)

RCR (Civil) 571.

3. Keeping in view the statement made by learned State counsel, this petition is disposed of. The borrower is at liberty to challenge the SARFAESI proceeding before the Tribunal.
4. The State shall file a status report of its compliance with the Registrar General of this Court.
5. Pending miscellaneous application (s), if any, also stand disposed of.

(G.S. SANDHAWALIA)
JUDGE

May 24, 2023
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(HARPREET KAUR JEEWAN)
JUDGE

Whether Speaking	Yes
Whether Reportable	No