

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

205

CWP-26452-2022

Date of Decision: 23.11.2023

M/S VIJAY SWEETS AND CATTERS AND ORS.

... Petitioners

VERSUS

AUTHORIZED OFFICER, INDIA BULLS FINANCE
LTD.

....Respondent

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

Present: None for the petitioners.

Mr. Rajeev Anand, Advocate
for the respondent.

LISA GILL, J.(Oral)

1. Prayer in this writ petition is for quashing possession notice dated 10.06.2022 (Annexure P-3) issued under Section 13(4) of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act (SARFAESI Act), 2002 and sale notice dated 12.10.2022 (Annexure P-9).

2. Learned counsel for respondent submits that this writ petition is rendered infructuous as petitioners' account has been regularised/made standard. Learned counsel refers to order dated 13.11.2023 passed by learned DRT-II, Chandigarh in SA-206-2022 filed by the petitioner. Copy thereof is taken on record, subject to just exceptions.

3. There is no representation on behalf of petitioners.

However, we do not find any justification for continuance of the

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proceedings in view of categoric statement made by learned counsel for respondent as well as order dated 13.11.2023 passed by learned DRT-II, Chandigarh in SA-206-2022 whereby SA filed by the petitioner has been disposed of in view of petitioners' account being regularized/made standard.

4. Accordingly, this writ petition is disposed of as infructuous with liberty to petitioners to file appropriate application within four weeks from today in case any incorrect fact is put forth before us.

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

23.11.2023
Rimpal

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