

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

CWP-28931-2022

Date of Decision: November 15, 2023

KAMAL KUMAR BAHRI

..... Petitioner

Versus

ICICI BANK LTD AND ORS.

..... Respondents

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

Present: Mr. Harsh Chopra, Advocate for the petitioner.

Mr. Karan Gaba, Advocate for

Mr. Sandeep Suri, Advocate for the respondent – Bank.

LISA GILL, J.

1. Petitioners have challenged proceedings initiated against them under Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short – ‘SARFAESI Act’). Petitioner has raised allegations of fraud being committed with him with officials of respondent – Bank being involved therein.

2. Learned counsel for respondent – Bank submits that this writ petition is rendered infructuous because as of now notice under Section 13(2) of SARFAESI Act issued to the petitioner is being withdrawn, pending inquiry into allegations of fraud levelled by the petitioner.

3. Keeping in view categorical statement made on behalf of respondent – Bank, this writ petition is disposed of as infructuous with liberty to the petitioner to avail remedy/remedies available to him in

accordance with law, in case of action, if any, which may be taken by respondent – bank under SARFAESI Act.

4. Accordingly, present writ petition is disposed of as infructuous.

(LISA GILL)
JUDGE

November 15, 2023

(RITU TAGORE)
JUDGE

rts

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