

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(201)

CWP-35871-2019

Decided on : 01.05.2023

M/s Jai Baba Roda Trading Co. and others

.....Petitioner(s)

Versus

Corporation Bank and others

.....Respondent(s)

**CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA
HON'BLE MS.JUSTICE HARPREET KAUR JEEWAN**

Present: None for the petitioners.

G.S. Sandhawalia, J. (Oral)

Challenge in the present writ petition filed under Articles 226/227 of the Constitution of India is the securitization proceedings including the setting aside of the e-auction notice dated 24.11.2019 (Annexure P-5), whereby property/secured asset was put to auction on 09.12.2019 for recovering the amount of ₹25,45,341.72 as due on 04.07.2017.

2. On 22.01.2020 the following order was passed:-

“ Notice of motion, returnable on 31.03.2020.

In the meanwhile, there shall be stay of impugned E-Auction notice dated 24.11.2019 (P.5) subject to the petitioners depositing a sum of Rs.6 lacs with the respondent-Bank within a period of three weeks from today.

It is made clear that in case, the amount is not deposited within the prescribed period aforesaid, the interim order would cease to operate.”

3. Thereafter, none had put in appearance on behalf of the petitioner on 13.05.2022 and 22.11.2022. Today, also none has put in appearance on behalf of the petitioner. No application has been filed by stating that the said amount has been deposited.

3. In such circumstances, we are of the considered opinion that the present writ petition has been rendered infructuous and the same is liable to be dismissed for want of prosecution. Resultantly, the present writ petition is dismissed for want of prosecution. All interim orders stand duly vacated.

(G.S. SANDHAWALIA)
JUDGE

(HARPREET KAUR JEEWAN)
JUDGE

01.05.2023
Naveen

Whether speaking/reasoned :	✓Yes	No
Whether Reportable :	Yes	✓No