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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-1764-2023

Date of Decision: 08.01.2024

M/s Kamal Thapar Contractor

..... Petitioner

Versus

Union of India and Ors.

..... Respondents

**CORAM:- HON'BLE MRS. JUSTICE LISA GILL
HON'BLE MS. JUSTICE AMARJOT BHATTI**

Present: None for the petitioner.

Mr. Rakshit Gupta, Advocate and
Mr. Amandeep Singh Punia, Advocate
for Mr. Rakesh Gupta, Advocate
for respondent No. 3.

Mr. Sandeep Jain, Addl. A.G. Punjab.

LISA GILL, J.

1. Prayer in this writ petition is for directing respondent no. 3-Bank to restructure Loan Account of petitioner's firm in terms of RBI circular dated 01.10.2021 (Annexure P-5) and further consider representation dated 15.12.2022 (Annexure P-10) submitted by petitioner. There is a further prayer for quashing notice dated 23.12.2022 (Annexure P-11) issued under Section 13(4) of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (hereinafter referred to as the SARFAESI Act). Prayer is also for directing respondents No. 3 and 4 to not auction or sell the secured asset and not to take any coercive action qua secured asset under Section 14 of SAFAESI Act.

2. Learned counsel for respondent No. 3 on instructions from Ms. Shallu Sharma, Chief Manager, Khanna Branch, Canara Bank submits that this writ petition is rendered infructuous as petitioner's account has been settled and closed. Title documents have been released to the petitioner.

3. There is no representation on behalf of the petitioner. However, in view of the categorical statement made by learned counsel for respondent No. 3, we find no ground for continuation of present proceedings.
4. Writ petition is accordingly disposed of as infructuous. In case, any incorrect fact has been placed before us, petitioner is at liberty to file appropriate application within four weeks.
5. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

(LISA GILL)
JUDGE

(AMARJOT BHATTI)
JUDGE

08.01.2024

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