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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-4221-2022

Date of Decision:- 21.02.2024

M/S SHRI GANESH ENTERPRISES

....Petitioner

Vs.

STATE OF HARYANA AND OTHERS

...Respondents

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

Present:- Mr. Ashwani Bakshi, Advocate for petitioner.

Mr. Deepak Grewal, DAG, Haryana.

Mr. Gaurav Goel, Advocate for respondent No.4.

LISA GILL, J.

1. Prayer in this writ petition is for quashing notice dated 09.02.2022 (Annexure P-7) issued by Tehsildar, Gurugram pursuant to order dated 08.09.2020 passed by District Magistrate, Gurugram under Section 14 of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short 'SARFAESI Act'), notice dated 30.05.2019 (Annexure P-4), notice dated 04.07.2019 (Annexure P-5) issued under Section 13 (2) of SARFAESI Act and notice dated 22.01.2020 issued under Section 13 (4) of SARFAESI Act.

2. Learned counsel for respondent No.4 submits that both property (ies) in question have since been auctioned and sale certificate (s) issued in August and May, 2023, therefore, this writ petition is rendered infructuous.

3. Learned counsel for petitioner submits that despite best efforts on his behalf he is unable to contact the petitioner, who has not come forward to intimate him about the latest position.

4. Be that as it may, in view of categorical statement made by learned counsel for the respondent - Bank, we find no ground for continuation of present proceedings.

5. 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.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

(LISA GILL)
JUDGE

(AMARJOT BHATTI)
JUDGE

21.02.2024
snd

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