IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

(211)

2024:PHHC:014777-DB
CWP-6229-2020
Date of Decision: 02.02.2024

Mohinder Singh & others --Petitioners

Versus

Tata Capital Housing Finance Ltd. --Respondent

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

Present:- None for petitioners.

Mr. Nitin Thatai, Advocate for
Mr. Vivek Sethi, Advocate for respondent
(through video conferencing).

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LISA GILL.J (Oral)

Prayer in this petition is for issuance of direction to the respondent-Bank to upgrade their Home Loan account to standard loan account from Non-Performing Asset (NPA) category as per clause 4.2.5 & 4.2.7 of the RBI Master Circular/guidelines (Annexure P-10).

2. Perusal of file reveals that none has been appearing on behalf of petitioners after issuance of notice of motion on 05.03.2020. Following order was passed by this Court on 13.7.2023.

> *"At request of learned counsel for the respondent, adjourned to 15.11.2023.*
>
> *In case, there is no representation on behalf of the petitioners on the next date of hearing, this writ petition may be dismissed in default/for non prosecution."*

3. The matter could not be taken up on 15.11.2023, due to paucity of time and same was adjourned to 01.02.2024 i.e. yesterday. None appeared on behalf of petitioners and writ petition was going to be dismissed in default/for non prosecution but at that stage a request on the part of Bar Association was brought to our notice, wherein it was prayed

that no adverse orders be passed as the Lawyers faced difficulty in coming to the High Court on account of extreme inclement weather. Accordingly, this petition was adjourned for today.

4. Position is no different even today as there is no representation on behalf of petitioners.

5. Writ petition is accordingly dismissed in default/for non prosecution.

(LISA GILL)
JUDGE

02.02.2024
lucky

(AMARJOT BHATTI)
JUDGE

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