

256

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-5079-2023

Date of Decision: 11.01.2024

Ashwani Mehta

..... Petitioner

Versus

District Magistrate and others

..... Respondents

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

Present: Mr. Aalok Jagga, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG Haryana
for respondents No. 1 and 2.

Ms. Madhu Dayal, Advocate
for respondents No. 3 and 4.

LISA GILL, J.

1. Prayer in this writ petition is for setting aside impugned notice dated 06.02.2023 (Annexure P-13) issued by respondent No. 2 pursuant to order dated 27.10.2017 passed by Collector, Karnal under Section 14 of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short 'SARFAESI Act') for taking physical possession of property of petitioner.

2. Learned counsel for respondent-Bank on instructions from Mr. Manjit Mahey, Authorized Officer, SARB, Jalandhar submits that no action shall be taken qua property of petitioner till the culmination of pendency of proceedings before NCLT. Therefore, this writ petition is rendered infructuous.

3. Learned counsel for petitioner does not deny that writ petition is indeed rendered infructuous, in view of above.

4. Writ petition is disposed of as infructuous, without any expression of opinion on the merits of matter or even its entertainability.

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

(LISA GILL)
JUDGE

(AMARJOT BHATTI)
JUDGE

11.01.2024

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