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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-8046-2021

Date of Decision: 05.03.2024

Paras

..... Petitioner

Versus

State of Punjab and others

..... Respondents

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

Present: None for the petitioner.

Mr. Rohit Bansal, Senior DAG, Punjab.

Mr. Ajay Kumar, Advocate
for Mr. APS Pathania, Advocate
for respondent-Bank.

LISA GILL, J. (Oral)

1. Prayer in this writ petition is for quashing order dated 30.12.2019 (Annexure P-11) passed by Additional Deputy Commissioner, Jalandhar under Section 14 of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short 'SARFAESI Act'). There is further prayer for directing respondent No. 5 to reschedule loan account of petitioner and to pay reasonable compensation to petitioner for illegal harassment. Further prayer is also for directing respondent No. 4 to reduce all excessive interest and charges which were illegally added by erstwhile Dena Bank. Petitioner has also prayed that during pendency of present petition, his dispossession from mortgaged property may be stayed.

2. Arguing counsel for petitioner was not present on the last date of hearing and matter was adjourned after vacation of interim order in

favour of petitioner. Order dated 13.12.2023 reads as under :-

“Following order was passed on the last date of hearing:-

“Last opportunity to address arguments is sought by learned counsel appearing for the petitioner.

At request, adjourned to 13.12.2023.

In case arguments are not addressed on the next date of hearing, interim order in favour of the petitioner shall automatically stand vacated.”

Today again arguing counsel for the petitioner is not present. An adjournment is sought for addressing arguments.

At request, adjourned to 05.03.2024.

Needless to say interim order in favour of the petitioner stands vacated.”

3. Today, there is no representation on behalf of petitioner, who it appears is not interested in pursuing the matter any longer.

4. Accordingly, present writ petition is dismissed in default and for non-prosecution.

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

(LISA GILL)
JUDGE

(AMARJOT BHATTI)
JUDGE

05.03.2024
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No