

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

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CWP-10311-2022

Date of decision: 20.02.2024

M/s S.R.Dupatta Art and Anr.

..... Petitioners

V/S

IDFC First Bank Ltd. And Anr.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE LISA GILL

HON'BLE MS. JUSTICE AMARJOT BHATTI

Present: None for petitioners.

Ms. Nirmal Kaur, Advocate for

Mr. Aditya Grover, Advocate for respondent-Bank.

LISA GILL, J.(Oral)

1. Prayer in this writ petition is for quashing order dated 11.04.2022 (Annexure P-3) passed by Additional District Magistrate, Amritsar under Section 14 of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act (SARFAESI Act), 2002 Act. Further prayer is for restraining respondent No.1 from taking possession of the property in question.

2. Notice of motion was issued in this writ petition on 16.05.2022 while directing that subject to the petitioners depositing a sum of Rs.3 Lakhs with respondent No.1-Bank within one week from today, a further sum of Rs.3 Lakhs within 30 days from today, and another sum of Rs.3 Lakhs within two months from today, all coercive steps against petitioners would remain stayed and that petitioners shall continue to pay the EMIs henceforth without fail. It was further clarified that in default of compliance of the said order, interim relief granted would stand vacated.

3. Learned counsel for respondent-Bank points out that petitioners failed to comply with said order and not a single paisa has been deposited. Resultantly, possession of the property was taken on 04.07.2022, therefore, present writ petition, it is submitted, is rendered infructuous.

4. Today there is no representation on behalf of petitioners. It appears that they are not interested in pursuing the matter any longer.

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

6. Pending application(s), if any, stand(s) disposed of.

(LISA GILL)
JUDGE

(AMARJOT BHATTI)
JUDGE

20.02.2024

Sunil Devi

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