

IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

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CWP-9227-2024
Date of Decision: 25.04.2024

JASVIR KAUR AND ANOTHER

... Petitioners

VERSUS

PUNJAB NATIONAL BANK AND ANOTHER

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Ravi Gakhar, Advocate
for the petitioners.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer in the present petition is for directing the respondent-Punjab National Bank to release the amount of Rs.22,82,891/- alongwith interest realization on the abovesaid amount, which is lying deposited in the account No.06522011000854 in Oriental Bank of Commerce (now Punjab National Bank) Branch Kharar, District S.A.S. Nagar (Mohali) in the name of Surinder Singh son of Gurdial Singh resident of village Sante Majra, Tehsil Kharar, District S.A.S. Nagar (Mohali).

Learned counsel for the petitioners contends that the petitioner No.1 is widow and petitioner No.2 is minor son of Surinder Singh, who died on 26.02.2022 and a Succession Certificate has already been issued by the competent Court i.e. Civil Judge (Sr. Division), Fatehgarh Sahib in their favour. He further submits that notwithstanding the abovesaid Succession Certificate, the bank is not releasing the amount in favour of the petitioners.

On being confronted with the fact that this is an issue as regards the deficiency, if any, on the part of the Bank in not allowing the petitioner No.1 to operate the said account or to withdraw the benefits thereof; and that such claims are required to be first taken up before the alternative forum(s) vis-a-vis Permanent Lok Adalat (Public Utility Services) under the Legal Services Authorities Act, 1987 or the Consumer Disputes Redressal Commission or even before the Banking Ombudsman apart from the Civil Court jurisdiction, the counsel for the petitioners does not press the instant petition at this stage and seeks withdrawal of the same at this stage so as to take recourse to the alternative remedies available to the petitioners.

In view of the above, the present petition stands disposed of as withdrawn at this stage with the liberty as aforesaid.

APRIL 25, 2024
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(VINOD S. BHARDWAJ)
JUDGE

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