

2024:PHHC:056733-DB

**104+236 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP-13061-2022 (O&M)
Date of Decision: April 25, 2024**

Sunita Gupta Petitioner

Versus

Authorized Officer, Punjab National Bank and others
..... Respondents

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

Present: Ms. Jyoti Sareen, Advocate for the petitioner.

Mr. P.S. Sobti, Advocate for respondent – Bank.

LISA GILL, J.

1. Prayer in this petition is for setting aside proceedings under Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short – ‘SARFAESI Act’) initiated against petitioner.

2. Learned counsel for petitioner, after arguing at some length, seeks to withdraw this petition with liberty to petitioner to avail statutory remedy(ies) available to her to challenge proceedings under Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 and to approach the respondent – Bank for One Time Settlement in terms of prevalent schemes, if any.

3. Writ petition is, accordingly, dismissed as withdrawn with liberty as aforementioned. Keeping in view the fact that interim order in favour of petitioner was granted on 02.06.2022 to the extent that there would be stay of all

coercive action against the petitioner and secured asset, same shall continue for another fifteen (15) days to enable petitioner to avail remedy as may be available to her. Question of continuance or otherwise of interim order in petitioner's favour shall necessarily be within the realm of consideration by the appropriate Forum which will be considered in accordance with law, without being influenced by any order, which may have been passed in this writ petition.

4. It is clarified that interim protection afforded to petitioner shall automatically stand vacated in the absence of any order by the appropriate authority.

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

(LISA GILL)
JUDGE

April 25, 2024

rts

(AMARJOT BHATTI)
JUDGE

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