

241

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-13171-2023 (O&M)

Date of Decision: 01.02.2024

Seema Malhotra

..... Petitioner

Versus

State Bank of India 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. Rakshit Gupta, Advocate for respondent-Bank.

Mr. Sandeep Jain, Addl. AG, Punjab.

LISA GILL, J.

1. Prayer in this writ petition is for restraining respondent No. 2 from issuing order under Section 14 of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short 'SARFAESI Act') and further restraining respondents from taking any coercive steps against petitioner in view of interim moratorium imposed under Section 96 of Insolvency and Bankruptcy Code, 2016.

2. Learned counsel for parties are *ad idem* that in view of pendency of proceedings under the Insolvency and Bankruptcy Code, 2016 before learned National Company Law Appellate Tribunal, Delhi (NCLAT), present writ petition is rendered infructuous as the parties are at liberty to raise all pleas before learned NCLAT.

3. Writ petition is accordingly disposed of as infructuous with liberty to parties to raise all pleas before the competent authority/Tribunal.

There is no expression of any opinion on merits of matter.

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

(LISA GILL)
JUDGE

(AMARJOT BHATTI)
JUDGE

01.02.2024

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