

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

CWP-19752-2022

Date of Decision:- 24.04.2024

ANUP KUMAR DASS

....Petitioner

Vs.

DHAN LAXMI BANK LTD AND ORS.

...Respondents

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

Present:- None for the petitioner.

Mr. Vijiyesh Malhotra, Advocate for respondent No.1.

Mr. Aditya Sharda, DAG, Punjab.

LISA GILL, J.

1. Prayer in this writ petition is for quashing notice (s) dated 19.07.2019 (Annexure P-1) issued under Section 13 (2) and 04.10.2019 (Annexure P-4) issued under Section 13 (4) of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short 'SARFAESI Act').
2. Notice of motion was issued in this writ petition on 02.09.2022 without any interim order being passed.
3. Learned counsel for respondent No.1 submits that this writ petition is rendered infructuous as possession of property in question was taken and subsequently auctioned with sale certificate being issued on 10.01.2023.

4. There is no representation on behalf of petitioner.
5. Be that as it may, in view of categorical statement made by learned counsel for respondent -Bank, we find no justification for continuation of present proceedings.
6. Writ petition is, accordingly, disposed of as infructuous with liberty to petitioner to avail statutory remedy (ies) as may be available to him in accordance with law for any subsisting grievance (s) qua measures taken under the SARFAESI Act. In case, any incorrect fact has been placed before us, petitioner is at liberty to file appropriate application within four weeks.
7. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

(LISA GILL)
JUDGE

(AMARJOT BHATTI)
JUDGE

24.04.2024
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Whether speaking/reasoned: Yes/No.
Whether reportable: Yes/No