

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-21844-2021 (O&M)
Date of Decision:- 09.04.2024

M/S PARI FABRICS AND ANR ...Petitioners

Vs.

AUTHORIZED OFFICER/CHIEF MANAGER AND ORS
...Respondents

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

Present:- Mr. Sahil Khunger, Advocate for the petitioners.

Mr. Sushil K. Bhardwaj and Mr. Vishal Ahuja, Advocate for
Mr.C.S. Pasricha, Advocate for respondent Nos.1 and 2 -
Bank.

LISA GILL, J.

1. Prayer in this writ petition is for quashing notice dated 20.05.2021 (Annexure P-2) issued under Section 13 (2) of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short 'SARFAESI Act'). There is further prayer for directing respondent Nos.1 and 2 not to take physical possession of mortgaged property.

2. Learned counsel for petitioners submits that though writ petition has been filed by him as on today he does not have any instructions to appear in this matter. File of writ petition has been taken away by petitioners.

3. It is to be noted that none had appeared on behalf of petitioners when this writ petition was taken up for hearing on the last occasion. Perusal of file reveals that CMs-1850-2022, 1852-2022 & 1854-2022 were filed on behalf of petitioners through Mr. Vivek Gupta, Advocate, seeking stay of proceeding under SARFAESI Act pursuant to issuance of notice under Section 13 (4) under said Act. Today again neither is petitioner (s) present, nor represented by counsel. In this view of the matter, we have no option but to dismiss this writ petition for non-prosecution.

4. Ordered accordingly.

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

(LISA GILL)
JUDGE

(AMARJOT BHATTI)
JUDGE

09.04.2024
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Whether speaking/reasoned: Yes/No.

Whether reportable: Yes/No