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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-20099-2022

Date of Decision:- 18.04.2024

SHELL BUSINESS PVT. LTD AND ANOTHER

....Petitioners

Vs.

DEBT RECOVERY TRIBUNAL-II AND ANOTHER

...Respondents

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

Present:- Ms. Anna Bansal, Advocate for the petitioners.
Mr. Vipul Dharmani, Advocate for respondent No.2.

LISA GILL, J.

1. Prayer in this writ petition is for quashing impugned order dated 29.07.2022 (Annexure P-6), vide which right to admission and denial of documents by petitioner was denied.

2. Grouse raised by petitioners is that they were not permitted to participate in the process of admission and denial of documents only on the ground that they have not filed written statement.

3. Learned counsel for respondent No.2, while referring to affidavit dated 08.12.2022, submits that this writ petition can be disposed of in view thereof. Para No.3 of affidavit dated 08.12.2022 of Ms.Dolly Bharti, Authorized Officer of respondent No.2 reads as under:-

“The Deponent state that without accepting any allegations in the present writ petition, has no objection if the impugned order dated 29.07.2022 is modified to the extent the petitioners are allowed to participate in the process of admission and denial of the documents in the Original Application No.837 of 2018 pending adjudication before the Respondent No.1/Debt Recovery Tribunal-II, Chandigarh.”

4. Learned counsel for petitioner submits that liberty may also be given to petitioner to participate in the process of admission and denial of documents which may have been submitted in the interregnum.

5. Learned counsel for respondent No.2 submits that there is no objection thereto.

6. In view of the consensus arrived at between the parties, order dated 29.07.2022 is modified accordingly and this writ petition is, accordingly, disposed of with aforesaid liberty.

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

(LISA GILL)
JUDGE

(AMARJOT BHATTI)
JUDGE

18.04.2024
snd

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