

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-22821-2022

Date of decision: 23.01.2024

M/S AHUJA TELECOM AND ANOTHER

..... Petitioners

V/S

AU SMALL FINANCE BANK

.... Respondent

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

Present: Mr. Rohit Suri, Advocate for the petitioners.

Ms. Deepika Mittal, Advocate for respondent - Bank.

LISA GILL, J.(Oral)

1. Learned counsel for petitioners is unable to deny that controversy as raised in this writ petition wherein petitioners claim to be registered as MSME under the Micro, Small and Medium Enterprises Development Act, 2006, is squarely covered against petitioners in view of decision dated 18.12.2023 in CWP-21657-2022 (M/s Technico Strips and Tubes Pvt. Ltd. and another vs. Deutsche Bank AG and another) and connected writ petitions.
2. Keeping in view the above, this writ petition is dismissed with liberty to petitioners to avail remedy(ies) available to it in accordance with law for redressal of their grievance(s).
3. As interim order passed in favour of petitioners on 18.10.2022 has continued till date, same shall enure for a period of twenty (20) days from the date of receipt of certified copy of this order, in order to enable

them to avail appropriate remedy as may be available in accordance with law. In case, petitioners file appropriate application/petition accompanied with requisite application (s), question of continuance or otherwise of interim order in petitioners' favour is necessarily in the realm of consideration by the appropriate Forum in accordance with law, without being influenced by any order, which may have been passed in this writ petition. There is no expression of opinion on merits of the matter.

4. It is clarified that interim protection afforded to the petitioners shall not enure beyond 20 working days in the absence of appropriate order by competent authority/Tribunal in accordance with law.

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

(LISA GILL)
JUDGE

(AMARJOT BHATTI)
JUDGE

23.01.2024
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Whether speaking/reasoned: Yes/No.
Whether reportable: Yes/No