



CWP-23357-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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Date of decision : 13.09.2024

M/s Kashmir Apiaries Pvt. Ltd.

...Petitioner

Versus

State of Punjab and others

.. Respondents

**CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL
HON'BLE MS. JUSTICE LAPITA BANERJI**

Present:- Mr. Jatin Bansal, Advocate and
Ms. Keerti Sandhu, Advocate for the petitioner.

Anupinder Singh Grewal, J. (Oral)

Learned counsel for the petitioner submits that the petitioner has preferred the SA before the DRT-III. Counsel for the petitioner had been appearing on each date of hearing either physically or through video conferencing but on 14.08.2024, he could not appear in the matter and his SA was dismissed in default. He had preferred an application for restoration on 16.08.2024 which is now listed for hearing on 04.10.2024. He has relied upon the order passed by this Court in the case of **Hawa Singh versus State Bank of India and others**, bearing CWP No.17944-2024, decided on 31.07.2024 wherein protection has been granted to the petitioner therein till the decision in the restoration application.

2. Heard.

3. The petitioner is stated to have preferred a SA before the DRT-III Chandigarh which was dismissed in default on 14.08.2024. The next day was a holiday and immediately thereafter on 16.08.2024, the petitioner had preferred an

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application for restoration which is now listed on 04.10.2024. It would be in the interest of justice if the petition is disposed of with a direction that the petitioner is protected for a limited period till the date on which his application for restoration is listed.

4. Consequently, the petition is disposed of with a direction to the DRT-III to consider and decide the restoration application preferred by the petitioner expeditiously. Till 04.10.2024, the respondent/Bank shall not take possession of the premises.

(ANUPINDER SINGH GREWAL)
JUDGE

September 13, 2024

sonia gugnani

(LAPITA BANERJI)
JUDGE

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