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

CWP-29109-2022

Date of Decision: 13.02.2024

Advance Gents Wear and others

..... Petitioners

Versus

State of Haryana and others

..... Respondents

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

Present: None for the petitioners.

Mr. Deepak Grewal, DAG Haryana.

Mr. Mrigank Sharma, Advocate
for respondent No. 8.

LISA GILL, J.(oral)

1. Prayer in this writ petition is for quashing notice dated 28.09.2020 (Annexure P-5) issued under Section 13(2), notice dated 08.04.2021 (Annexure P-6) issued under Section 13(4) and notice dated 15.11.2022 (Annexure P-7) issued by Tehsildar Sonipat, pursuant to order dated 04.01.2022 passed by District Magistrate, Sonipat, under Section 14 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 No. 8 to pass speaking order on representation/letters/notice(s) etc. dated 09.09.2022 and 04.11.2022 and to direct respondents No. 7 and 8 to settle the matter under One Time Settlement (OTS).

2. Learned counsel for respondent No. 8-Financial Institution submits that this writ petition whereby petitioners have challenged

proceedings under SARFAESI Act initiated against them is rendered infructuous as petitioner's account has been settled and closed. It is further submitted that CWP-21163-2022 filed by Financial Institution seeking compliance of order under Section 14 of SARFAESI Act has also been withdrawn on 04.07.2023.

3. There is no representation on behalf of petitioners. Even on the last occasion when this writ petition was taken up for hearing, none had appeared on behalf of petitioners.

4. Be that as it may, in view of the categorical statement made by learned counsel for respondent-Financial Institution, we find no ground for continuation of present proceedings.

5. Writ petition is accordingly disposed of as infructuous. In case, any incorrect fact has been placed before us, petitioners are at liberty to file appropriate application within four weeks.

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

(LISA GILL)
JUDGE

(AMARJOT BHATTI)
JUDGE

13.02.2024
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Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No