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

Date of Decision: 15.05.2024

(1) CWP-29316-2022 (O&M)

PDM Religious and Educational Association and another

..... Petitioners

Versus

State of Haryana & others

..... Respondents

(2) CM-1146-CWP-2023, CM-3385-CWP-2022 and
CM-3387-CWP-2022 in/and CWP-8034-2019

PDM Religious and Educational Association

..... Petitioner

Versus

AU Small Finance Bank Limited and others

..... Respondents

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

Present: Mr. V.K. Sachdeva, Advocate
for the petitioner(s).

Mr. Deepak Grewal, DAG, Haryana.

Mr. Anand Chhibbar, Senior Advocate with
Mr. Nakul Sharma, Advocate and
Mr. Ateevraj Sandhu, Advocate
for respondent-Bank.

LISA GILL, J.(oral)**CM-3387-CWP-2022 in CWP-8034-2019**

Prayer in this application filed on behalf of respondent-Bank is for revival of writ petition i.e. CWP No. 8034 of 2019, which was disposed of on 26.08.2019 on the basis of settlement arrived at between parties. It is submitted that terms and conditions of settlement could not be complied with by petitioner(s) within the stipulated period.

Learned counsel are *ad-idem* that order dated 26.08.2019 be

recalled and writ petition restored.



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Keeping in view the above, writ petition i.e. CWP No. 8034 of 2019 is revived and restored to its original number with order dated 26.08.2019 being recalled. With consent and at request of learned counsel for the parties, same is taken up for hearing today itself.

Application is accordingly disposed of.

CWP-29316-2022 (O&M) & CWP-8034-2019 (O&M)

Learned counsel for petitioner(s) keeping in view the judgments of Hon'ble the Supreme Court of India in **Union Bank of India v. Satyawati Tandon and others, 2010(8) SCC 110, M/s South Indian Bank Ltd. and others v. Naveen Mathew Philip and another, 2023(2) RCR (Civil) 771** and **Phoenix ARC Private Limited. Vs. Vishwa Bharati Vidya Mandir and others, 2022 AIR (SC) 1045** seeks to withdraw these writ petitions with liberty to petitioner(s) to file appropriate application for revival of S.A. No. 190 of 2018, which had been withdrawn on the basis of settlement which had earlier been arrived at between the parties.

Both writ petitions accordingly stand dismissed as withdrawn with liberty as aforementioned in accordance with law. There is no expression of opinion on the merits of matter.

Pending miscellaneous application(s), if any, in both the cases stand disposed of accordingly as well.

(LISA GILL)
JUDGE

15.05.2024

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(AMARJOT BHATTI)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No