



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

120

**CM-1918-CWP-2025 in/and
CWP-311-2022
Date of decision : 05.02.2025**

Shanti Industries, Uklana Road and others

....Applicants/Petitioners

Versus

Punjab National Bank Mid Corporate Centre and others

.... Respondents

**CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL
HON'BLE MR. JUSTICE DEEPAK MANCHANDA**

Present:- Mr. Vivek Goyal, Advocate
for the applicants/petitioners.

Mr. Gaurav Goyal, Advocate
for the respondents.

Anupinder Singh Grewal, J. (Oral)

This is an application for staying the notice dated 03.02.2025 and for staying the dispossession of the petitioners from their only dwelling houses since the Naib Tehsildar, Fatehabad has vide the afore-mentioned notice directed the petitioners to vacate their only dwelling houses in three days time i.e., on or before 07.02.2025.

With the consent of the parties, the date of hearing in the main case is preponed to today itself and the main case is taken on board

Main case

Learned counsel for the petitioners on instructions from the petitioners submits that he is confining his prayer in this petition to the extent that the petitioners be allowed to retain the premises till 31st March, 2025 as their family members are residing in the premises since 1998 and they need some time to make alternative arrangements. He has submitted the affidavits of the petitioners in Court and the same are taken on record. In the afore-mentioned affidavits they have undertaken to vacate



both the houses on or before 31st March, 2025 and will hand over vacant possession of both the houses to the respondent-Bank. Learned counsel submits that the petitioners are the absolute owners of the houses.

Learned counsel for the respondent-Bank submits that earlier on two different occasions the petitioners had furnished undertakings to the officials of the respondent-Bank that they would vacate the houses but did not honour them and thus, given their previous conduct, it is unlikely that they will adhere to the undertaking as set out in their affidavits.

After hearing learned counsel for the parties, we are of the considered view that it would be in the interest of justice if the petitioners are granted time till 31st March, 2025 to vacate both the houses and hand over the vacant possession of the same to the respondent-Bank.

Consequently, the petition is disposed of with the direction that the petitioners would hand over vacant possession of both the houses to the respondent-Bank on or before 31st March, 2025. It is clarified that in the event of the petitioners not handing over vacant possession of the premises by 31st March, 2025 to the respondent-Bank, the Bank would take the assistance of the Police and the revenue authorities in compliance of the order passed by the District Magistrate, Fatehabad and the Superintendent of Police, Fatehabad shall provide all necessary Police help in that regard.

(ANUPINDER SINGH GREWAL)
JUDGE

(DEEPAK MANCHANDA)
JUDGE

05.02.2025
sapna adhikari

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