

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

CM-11234-CWP-2025 in/and CWP-13486-2025 (O&M)
Date of decision : 12.08.2025

M/s Aggarwal Agro Industries and anotherPetitioners
Versus

UCO Bank and othersRespondents

CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE
HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Kashif Zafar, Advocate (arguing counsel),
(through video conferencing)
Mr. Mohd. Saif Ali, Advocate, for the petitioners.

Ms. Jyoti Chaudhary, Advocate, for respondent No.1 – UOI.

SHEEL NAGU, CHIEF JUSTICE (Oral)

CM-11234-CWP-2025

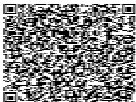
In view of reasons stated in the application, duly supported by an affidavit, the main case (CWP-13486-2025), which is listed for 12.11.2025, is pre-poned and is taken up today itself for hearing.

Accordingly, **CM-11234-CWP-2025** stands allowed.

CWP-13486-2025 (O&M)

1. This petition has been filed by the borrowers assailing notices dated 19.02.2025 and 12.03.2025 (Annexures P-1 and P-2), pursuant to which action under the provisions of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 has been initiated by the respondent – Bank.

2. Petitioner No.1 claims itself to be a Micro, Small and Medium Enterprise (MSME), registered under the Micro, Small and Medium Enterprises Development (MSMED) Act, 2006, and therefore, is entitled to



restructuring of loan under the guidelines issued by the Reserve Bank of India and also in terms of the Apex Court decision in **M/s Pro Knits Vs. Canara Bank and others, (2024) 10 SCC 292.**

3. Learned counsel for the petitioners, during the course of arguments, informs that the respondent – Bank has filed OA No. 622 of 2025 before Debts Recovery Tribunal, Chandigarh (DRT 3), which is pending consideration.

4. In view of the litigation between the rival parties being pending and being *sub judice*, it would not be appropriate to comment upon merits of the case and, therefore, this Court refrains from doing so.

4.1 However, petitioner No.1 is granted liberty to raise all possible defences before the Debts Recovery Tribunal, as available under the Reserve Bank of India guidelines and the law laid down by Apex Court in **M/s Pro Knits’ case** (supra) on the anvil of petitioner No.1 being MSME.

5. With the aforesaid liberty, the petition stands disposed of.

6. Pending application, if any, also stands disposed of.

(SHEEL NAGU)
CHIEF JUSTICE

(SANJIV BERRY)
JUDGE

August 12, 2025
narotam

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