



CWP-5192-2026

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

125

CWP-5192-2026

Date of Decision:16.04.2026

SUDESH

...PETITIONER

VERSUS

BANK OF INDIA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL
HON'BLE MR. JUSTICE VIKAS SURI

Present: None for the petitioner.

Mr. Vinish Singla, Standing Counsel,
for the respondent-Bank.

SUVIR SEHGAL, J. (ORAL)

1. On 19.02.2026, this Court passed the following order:-

“1. Debts Recovery Tribunal-II, Chandigarh, where the petitioner has to file SA challenging the proceedings initiated under Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002, has become non functional on account of the Presiding Officer demitting the office on 13.02.2026.

2. Though the petitioner, who is widow of borrower, has not raised any legal issues in the present petition and therefore, it appears that the entire petition is based on the ground of sympathy and compassion.

3. The petitioner, who has approached this Court without filing any SA before the jurisdictional DRT assailing the recourses adopted by the Bank u/s 13 (4) of SARFAESI Act.



4. Merely, because the jurisdictional DRT is non functional, this Court entertains the petition to the extent of directing that in case, 50% of the outstanding dues (Rs.29 Lakhs approximately) are deposited by the petitioner within two working days, the auction will take place, but shall remain subject to the outcome of this petition.

5. It is made clear that in case, the petitioner fails to deposit the aforesaid amount within the aforesaid period, the respondent-Bank shall be free to liquidate the secured asset and recover the outstanding dues.

Adjourned to 30.03.2026.”

2. Upon instructions, counsel for the bank states that petitioner failed to deposit the amount in terms of the above reproduced order. He submits that auction of secured asset was carried out on 25.02.2026 and auction purchaser has deposited the entire auction amount of Rs.41.45 lacs. He states that a sale certificate dated 12.03.2026 has also been issued, copy of which has been placed on record.

3. In view of the above development, writ petition has become infructuous and is dismissed as such.

(SUVIR SEHGAL)
JUDGE

(VIKAS SURI)
JUDGE

16.04.2026
sheetal

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No