



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

152

CM-6080-CWP-2026 in/&
CWP-7930-2026

Date of Decision: 21.04.2026

RAMESH DUA

...Petitioner

Versus

AUTHUM INVESTMENT AND INFRASTRUCTURE LIMITED AND
ORS

...Respondents

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

Present: Mr. Shrey Goel, Advocate, for the petitioner.

Mr. Vipul Dharmani, Advocate, for respondent Nos.1 to 3.

SUVIR SEHGAL, J. (ORAL)

CM-6080-CWP-2026

For the reasons given in the application, it is allowed.

Date of hearing of the writ petition is preponed to today and it
is taken on board.

CWP-7930-2026

1. Counsel for the petitioner states that during the pendency of writ petition, a Securitisation Application (SA) moved by petitioner has been dismissed by Debts Recovery Tribunal on 16.04.2026 primarily on the ground that it is barred by limitation. Counsel submits that petitioner is in process of filing an appeal under Section 18 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short, 'SARFAESI Act'). He states that pursuant to notices



issued by the financial institution, possession of the secured asset, which is petitioner’s residential house, is likely to be taken tomorrow. Counsel has requested that reasonable time be given to the petitioner to approach the Debts Recovery Appellate Tribunal (DRAT).

2. Although prayer has been opposed by counsel for the financial institution stating that petitioner’s loan account was declared as NPA on 01.12.2019 and despite various attempts, financial institution has not been able to get the possession of the secured asset.

3. Be that as it may, this Court is of the view that request made by petitioner seems to be genuine. Accordingly, it is directed that the financial institution shall not take possession of the secured assert till 30.04.2026. It is clarified that in case, petitioner fails to file a statutory appeal and get an interim order from DRAT before then, financial institution will be at liberty to proceed in accordance with law.

4. It is also clarified that this order has been passed without examining the merits of dispute or contentions raised by either of the parties.

5. Writ petition is disposed of.

(**SUVIR SEHGAL**)
JUDGE

(**VIKAS SURI**)
JUDGE

April 21, 2026
harish

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