



CWP-9898-2026 (O&M)

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

**CWP-9898-2026 (O&M)
Date of decision: 09.04.2026**

KOTAK MAHINDRA BANK LIMITED **...Petitioner**

VERSUS

STATE OF PUNJAB AND ORS **...Respondents**

**CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL
HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR**

Present: Mr. Ravi Bhupinder Mahajan, Advocate for the petitioner.

SUVIR SEHGAL, J. (Oral)

CM-5021-CWP-2026

1. Leave, as prayed for, is granted.
2. Application is allowed.

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3. This writ petition has been filed *inter alla* for issuance of a writ in the nature of mandamus directing respondents No.4 & 5 to hand over the physical possession of the secured asset.

4. Counsel for the petitioner submits that order dated 04.12.2024 (Annexure P-3) has been passed by the Additional District Magistrate, Ludhiana under Section 14 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short, SARFAESI Act'). But despite a lapse of more than one year, physical possession of the secured asset has not been handed over.

5. Advance copy of the petition has been served upon the official respondents.



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6. On asking, State counsel has put in appearance on behalf of respondents No. 1 to 6. He does not have any instructions.
7. Having heard counsel for parties and keeping in view the observations of Division Benches of this Court in *Bank of Maharashtra vs. District Magistrate, Hisar and others, 2024(2) PLR 346*, as well as in *IIFL Home Finance Limited vs. State of Haryana and others, Law Finder Doc ID #2875322*, writ petition is disposed of with a direction to competent authority to comply with order dated 04.12.2024 (Annexure P-3) to within a period of 60 days from the date of communication of the copy of this order, unless there is any legal impediment in doing so.

(SUVIR SEHGAL)
JUDGE

(YASHVIR SINGH RATHOR)
JUDGE

09.04.2026
Amandeep

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No