



CWP-9867-2026

-1-

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

(121)

CWP-9867-2026

Date of decision:- 07.05.2026

SMFG India Home Finance Company Ltd.

... Petitioner

Versus

Additional District Magistrate, Moga and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

HON'BLE MR. JUSTICE VIKAS SURI

Present:- Mr. Vikas Bali, Advocate and
Mr. Bhavuk Datta, Advocate
for the petitioner.

SUVIR SEHGAL, J. (ORAL)

1. This writ petition has been filed, *inter alia*, for issuance of a writ in the nature of mandamus directing respondents No. 1 to 3 to execute order dated 06.10.2025, Annexure P-4, and to provide assistance in handing over the physical possession of the secured asset.
2. Counsel for the petitioner submits that order dated 06.10.2025, Annexure P-4, has been passed by the Additional District Magistrate, Moga under Section 14 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short, 'SARFAESI Act'), but despite of lapse of almost seven months, physical possession of the secured asset has not been delivered.
3. Advance copy of the petition has been served upon the official respondents.



CWP-9867-2026

-2-

4. On asking, Mr. Deepak Bhardwaj, Addl. A.G., Haryana has put in appearance on behalf of respondents-State. He does not have any instructions.

5. 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 06.10.2025, Annexure P-4, 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

(VIKAS SURI)
JUDGE

07.05.2026
Kamal

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