



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

149

CWP-11735-2026

Date of Decision: 20.04.2026

PUNJAB NATIONAL BANK

...Petitioner

Versus

STATE OF HARYANA AND ORS

...Respondents

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

Present:- Mr. R.S. Bhatia, Advocate, for the petitioner.

SUVIR SEHGAL, J. (ORAL)

1. This writ petition has been filed by the petitioner *inter alia* directing respondent No.3 to deliver the possession of the secured asset in compliance of order dated 25.07.2016, Annexure P-1.

2. Counsel for the petitioner states that ICL Hitech Educational Society Regd. took various loan facilities from the petitioner-Bank and had mortgaged some movable and immovable properties. He submits that due to default in re-payment of instalments, accounts were declared as Non Performing Asset (NPA) on 31.12.2016 and proceedings were initiated under the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short, 'the SARFAESI Act'). Counsel submits that application filed under Section 14 of the SARFAESI Act culminated in the passing of order dated 25.07.2016, Annexure P-1, but possession of the secured asset has not been handed over to the petitioner-Bank till date.

3. Counsel states that in the meantime, another application dated 28.10.2025, Annexure P-6, has been moved with a request to appoint a Duty



Magistrate and for police assistance for taking over the possession. Counsel has made a reference to the statutory provision and asserts that the possession of the secure asset has to be handed over to the financial institution within the stipulated time. Counsel states that in Original Application filed by the petitioner has already been accepted by the Debts Recovery Tribunal-II, Chandigarh, vide order dated 27.12.2022, Annexure P-2.

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

5. On asking of the Court, Mr. Gaurav Bansal, DAG, Haryana, has put in appearance on behalf of respondent Nos.1 to 3. He has been confronted with the observations made by the Division Bench of this Court in 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*,. He states that the compliance of order dated 25.07.2016, Annexure P-1, shall be made within a period of two months from today.

6. The statement is taken on record. The writ petition is disposed of accordingly.

(SUVIR SEHGAL)
JUDGE

(VIKAS SURI)
JUDGE

April 20, 2026
harish

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