



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

153

CWP-11977-2026**Date of Decision: 21.04.2026****M/S RDESCO AGRO FOODS AND ORS**

...Petitioners

Versus

PUNJAB NATIONAL BANK AND ORS

...Respondents

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

Present:- Mr. Anand Chhibbar, Senior Advocate with
Mr. Vaibhav Sahni, Ms. Swati Vashisth and
Mr. Utkarsh Khatan, Advocate, for the petitioner.

SUVIR SEHGAL, J. (ORAL)

1. During the course of hearing, which has been fixed today on the request of counsel for the petitioners, Mr. Anand Chhibbar, learned senior counsel has pointed out that a notice dated 07.04.2026, Anneexure P-24, for taking over of the possession was dispatched by the Bank on 16.04.2026 and was received by petitioners on 17.04.2026. Counsel asserts that petitioners did not get sufficient time to move an appropriate application before Debts Recovery Appellate Tribunal, before whom an appeal filed by the petitioners, in compliance of order dated 30.01.2026, Annexure P-20, passed by the High Court, is pending.

2. Advance copy of the petition has been served upon the respondents.

3. Mr. C.S. Pasricha, Advocate, has put in appearance on behalf of the respondent-Bank; Mr. Naveen S. Bhardwaj, Advocate, has put in



appearance on behalf of respondent No.5-auction purchaser; and Mr. Himanshu Arora, Addl. Standing Counsel with Mr. Divyanshu Kaushik, Jr. Standing Counsel for U.T. Chandigarh.

4. Mr. C.S. Pasricha, Advocate, states that Debts Recovery Appellate Tribunal is regularly sitting since 17.04.2026 and is taking up the matters. He, however, is not in a position to dispute the dates of dispatch and service of notice, Annexure P-24.

5. Counsel for respondent No.5-auction purchaser points out that secured asset has been purchased by him in an auction and sale certificate has been issued on 31.10.2025, Annexure P-13. He submits that as possession of the secured asset was not being delivered, auction purchaser approached this Court and by order dated 17.03.2026 passed in CWP-5177-2026, a direction was issued to deliver the possession within a period of 60 days.

6. Having heard counsel for the parties, this Court is of the view that as the secured asset is a residential apartment, reasonable time deserves to be given to the petitioners to move an appropriate application for seeking interim relief before the Debts Recovery Appellate Tribunal. Accordingly, petitioner is granted one week's time from today to do so. Till 28.04.2026, petitioner's possession is protected and respondents shall not take over the possession of secured asset, till then.

7. Writ petition is disposed of in above terms.

8. It is clarified that this order is being passed purely keeping in



view of the equities and this Court has neither examined nor made any observations on the merits of the pleas raised by either of the parties.

(SUVIR SEHGAL)
JUDGE

(VIKAS SURI)
JUDGE

April 21, 2026
harish

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