

2026 PHHC.007529-DB



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

CWP-35695-2025 (O&M)
Date of decision : 20.01.2026

Deepak Kumar

.....Petitioner

Versus

Punjab National Bank (PNB) and others

.....Respondents

**CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE
HON'BLE MR. JUSTICE SANJIV BERRY**

Present: Mr. Lupil Gupta, Advocate, (Arguing Counsel)
and Mr. Apurav Kamboj, Advocate,
for the petitioner.

Mr. Gaurav Goel, Advocate, (Arguing Counsel)
and Mr. Teginder Singh, Advocate,
for the respondent-Bank.

SHEEL NAGU, CHIEF JUSTICE (Oral)

1. The petitioner is stranger to the loan transaction entered into between the bank and respondent No.2-borrower.
2. The petitioner had entered into an agreement to sell in regard to the secured asset subsequent to the event when the bank and the borrower entered into mortgage deed in respect to the secured asset.
3. The petitioner also filed a civil suit (Annexure P-2) for specific performance of the agreement to sell dated 06.05.2022, in which, interim injunction has been granted restraining the borrower from alienating the suit property, which happens to be the secured asset.

4. It is noticeable that the respondent-Bank is not party in the said suit and more so, in view of the bar contained in Section 34 of Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002, the said proceedings in the civil suit do not bind the bank.

5. In view of the above, this Court does not see any merit in the present petition, which stands dismissed.

6. Pending application(s), if any, shall also stand disposed of.

(SHEEL NAGU)
CHIEF JUSTICE

January 20, 2026
Ajay Prasher

(SANJIV BERRY)
JUDGE

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