



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

Date of decision: 12.08.2025

(1) CWP-14944-2023 (O&M)

Mahaluxmi Feed Mills

....Petitioner.

Versus

Authorized Officer, UCO Bank and anr

....Respondents.

(2) CWP-17838-2023

Sanjay Thapar

....Petitioner

Versus

UCO Bank and others

....Respondents.

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

**Present:- Mr. B.B. Bagga, Advocate for the petitioner
(in CWP-14944-2023)**

**Ms. Ridhi Bansal and Ms. Sidhi Bansal, Advocates,
for the petitioner (in CWP-17838-2023)**

**Mr. Sumit Narang, Advocate,
for respondent-UCO Bank.**

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SHEEL NAGU, CHIEF JUSTICE (Oral)

The petitioners, who are borrowers/guarantors, are before this Court in two separate petitions, i.e. CWP-14944-2023 and CWP-17838-2023, respectively, assailing initially the notice issued under the provisions of Section 13(2) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security



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Interest Act, 2002 (for short SARFAESI Act), and during pendency of these petitions, notice under Section 13(4) of the SARFAESI Act also came to be challenged.

2. Learned counsel for the petitioners, after arguing for a while, pray for withdrawal of the aforesaid petitions, (CWP-14944-2023 and CWP-17838-2023) with liberty to approach the jurisdictional Debt Recovery Tribunal (DRT), by filing application under Section 17 of the SARFAESI Act which if filed within a period of 30 days from today, the same shall be entertained by DRT and decided on its own merits without being dismissed on limitation alone.

3. Interim order to continue till the DRT takes fresh decision on the question of interim relief, provided the petitioners approach the DRT within 30 days, failing which this interim order shall lose its efficacy.

4. Disposed of.

5. Photocopy of this order be placed on the connected file.

(SHEEL NAGU)
CHIEF JUSTICE

(SANJIV BERRY)
JUDGE

12.08.2025
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i)	<i>Whether speaking/reasoned?</i>	<i>Yes/No</i>
ii)	<i>Whether reportable?</i>	<i>Yes/No</i>