



CWP 28820 of 2025 (O&amp;M)

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

**CWP-28820 of 2025 (O&M)  
Date of decision:29.09.2025**

**HOSHIYAR SINGH****....Petitioner****V/S****PUNJAB NATIONAL BANK AND OTHERS****... Respondents**

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

**Present:- Mr. Ankush Rampal, Advocate for  
Mr. Vini Mahajan, Advocate for the petitioner.  
Mr. Gaurav Goel, Advocate for the respondent-Bank.**

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**SHEEL NAGU, CHIEF JUSTICE (Oral)**

1. The petitioner is before this Court challenging the e-auction notice dated 05.09.2025 (Annexure P-1) issued by the respondent-Bank.
2. After hearing learned counsel for petitioner and Sh. Gaurav Goel, Advocate, who appears on advance notice, on behalf of the respondent-Bank, it transpires that the petitioner has suppressed the material facts that the OTS (One Time Settlement) Scheme in question, pertains to two loan accounts i.e. 141900NC00002239 and 214000NC00001603 (Annexure P-3).
3. The only averment made in Para No. 5 of this petition is that the entire loan amount under the OTS Scheme was paid. However, learned counsel for respondent-Bank, on the other hand points out that only Rs.4,85,000/- was deposited by petitioner on 22.03.2023, pursuant to Annexure P-3. Thereafter, the petitioner was required to pay another amount of Rs.27,15,000/- within 90 days i.e. latest by the end of June, 2023, but only amount of Rs. 4,00,000/- was paid on 23.06.2023 towards both the loan accounts.



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4. The aforesaid facts, having been withheld, clearly amount to suppression of material facts. Accordingly, this petition is liable to be dismissed on this ground alone.

5. However, it is clarified that dismissal of the present petition will not preclude the petitioner from availing appropriate remedies, in accordance with law under the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short 'SARFAESI Act').

**(SHEEL NAGU)**  
**CHIEF JUSTICE**

**(SANJIV BERRY)**  
**JUDGE**

**29.09.2025**

Kamal Gandhi

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