

CNR No: PBHO020001982020

CIS No: FD/2/2020

Navjit Kaur Gill Vs. Salwinder Singh Gill

Present: Sh.V.K.Prashar Adv., counsel for applicant
Sh.C.R.Khatri Adv., counsel for respondent No.2
Respondent No.1 exparte

Heard on the application filed by applicant for directing defendant No.2 to produce on record the alleged auction. It is submitted by the counsel for the applicant that the respondent No.2 vide its reply dated 27.07.2023 has stated that the bank has auctioned the property in question on 23.05.2023 for a sum of Rs.24,20,000/-. It is submitted that the applicant/plaintiff disputes the said auction, as no notice was ever served upon the plaintiff and other co-sharers by the bank. The bank has failed to produce any such record of holding auction proceedings like issuance of notice, bid sheet, whereby the auction was conducted. A prayer for directing respondent No.2 to produce on record copy of said auction proceedings has been made. On the other hand, in reply the respondent No.2/bank has produced on record copy of agenda, copy of newspaper cutting for e-auction, copy of letter assigning of cases for recovery of dues, copy of sale certificate dated 16.06.2023, copy of acknowledgement for receipt of title deeds, copy of letter regarding cancellation of lien and a prayer for dismissal of the application has been made. Since the requisite documents, as desired by the applicant/plaintiff by way of instant application, have been produced on record by the respondent No.2, therefore, the present application is disposed of.

To come up on 14.12.2023 for further proceedings.

06.12.2023
Steno

(Rupinder Singh)
Civil Judge (Senior Division)
Hoshiarpur/UID No. PB00273

