

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

WP(C) No. 79/2024

c/w

WP(C) No. 80/2024

WP(C) No. 3365/2024

WP(C) No. 2795/2024

WP(C) No. 2796/2024

M/s 17 Miles Hotel & Restaurant
& ors.

.... Petitioner/Appellant(s)

Through:- Mr. R. K. Jain, Sr. Advocate with
Ms. Kritika Jain, Advocate
Mr. Anmol Sharma, Advocate
Mr. Anuj Dewan Raina, Advocate
Mr. Mohsin Bhatt, Advocate

V/s

Punjab & Sind Bank & ors.

.....Respondent(s)

Through:- Mr. U. K. Jalali, Sr. Advocate with
Ms. Isha Razdhan, Advocate
Mr. Ajay Gandotra, Advocate

CORAM : HON'BLE MRS. JUSTICE SINDHU SHARMA, JUDGE

ORDER

11.02.2025

WP(C) No. 2795/2024 & WP(C) No. 2796/2024

01. The petitioners in these two petitions have challenged proposal document dated 08.11.2024 i.e., Proposal for sale/transfer of financial assets to ARCs/permitted transferees qua the petitioners to the extent of incorporating the petitioners and Group Accounts in Column (7) of the Proposal document.

02. Notice was issued in these petitions on 26.11.2024 and the impugned proposal document issued vide communication dated 08.11.2024 was stayed.

03. Respondents/Bank has filed a short response to the writ petition appending a communication reference dated 03.01.2025. Mr. Ajay Gandotra, learned counsel submits that the respondents/Bank are withdrawing the proposal document dated

08.11.2024 qua the petitioner, as such, the writ petition has now become infructuous and may, accordingly, be dismissed.

04. Mr. R. K. Jain, learned Sr. counsel for the petitioner, has opposed this contention of the respondents/Bank. It is submitted by him that the respondents have submitted that no proposal in pursuance to the impugned proposal document has been received by them till the last date of hearing and the transfer process of secured assets with regard to the petitioners i.e., 17 Miles Hotel & Restaurant has been withdrawn by the respondents/Bank. Thus, it is not the withdrawal of the proposal document simpliciter.

05. Mr. Ajay Gandotra, learned counsel for the respondents/Bank submits that the respondents have withdrawn the proposal document qua the petitioners simpliciter.

06. Perusal of the communication dated 03.01.2025 reveals that Deputy General Manager (L&R) has written to the Zonal Manager, Punjab & Sind Bank that transfer process of the captioned account vide proposal document dated 03.01.2025 has been withdrawn. Since the proposal document qua the petitioners has been withdrawn unconditionally, as such, nothing survives for further adjudication in these petitions.

07. Accordingly, these petitions are **dismissed** as having been rendered infructuous.

WP(C) No. 79/2024, WP(C) No. 80/2024 and WP(C) No. 3365/2024

With the consent of learned counsel for the parties, list these petitions on 12.03.2025, with liberty to make mention.

Interim direction, if any, to continue till next date of hearing before the Bench.

(SINDHU SHARMA)
Judge

JAMMU
RAM MURTI/PS
11.02.2025