

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

WP(C) No. 1699/2026

CM No. 3777/2026

M/S Amar Singh and Sons & Ors. Petitioner/Appellant(s)

Through:- Mr. Ashish Soi, Advocate

V/s

Jammu & Kashmir BankRespondent(s)

Through:- Mr. Ajay Gandotra, Sr. Adv. with
Mr. Yogeshwar Singh, Advocate

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

ORDER
06.06.2026

1. The challenge in the present petition is directed against the E-Auction Notice dated 20.04.2026, whereby the secured asset, being the mortgaged property, was put to auction.

2. Learned counsel for the respondent/Bank has questioned the maintainability of this petition on the ground that the petitioners had earlier approached the Debts Recovery Tribunal-I, Chandigarh in respect of the same subject-matter and subsequently, withdrew the proceedings in terms of the order dated 22.05.2026. It is also averred that the auction proceedings have already been culminated in the sale of secured asset on 25.05.2026 and that the auction purchaser has deposited the requisite sale consideration, therefore, the present petition is not maintainable in absence of a necessary party.

3. Issue notice.

4. Mr. Yogeshwar Singh, Advocate, accepts notice on behalf of the respondent. Objections, if any, be filed by or before the next date of hearing.
5. List on **14.07.2026**.
6. The parties shall address arguments on the maintainability of the present petition on the next date of hearing.

(SHAHZAD AZEEM)
Judge

(SINDHU SHARMA)
Judge

JAMMU
Amit
06.06.2026

