



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

141

CWP-11626-2026

Date of Decision: 20.04.2026

M/S SMFG INDIA HOME FINANCE COMPANY LTD

...Petitioner

Versus

DISTRICT MAGISTRATE, PATIALA AND ORS

...Respondents

**CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL
HON'BLE MR. JUSTICE VIKAS SURI**

Present: Mr. Sumit Puri, Advocate,
for the petitioner.

SUVIR SEHGAL, J. (ORAL)

1. This writ petition has been filed *inter alia* for issuance of a writ in the nature of mandamus directing respondents No. 1, 2 & 5 to hand over the physical possession of the secured asset.

2. Counsel for the petitioner submits that order dated 06.02.2025 (Annexure P-4) has been passed by the District Magistrate, Patiala under Section 14 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short, 'SARFAESI Act'). But despite a lapse of more than a year, physical possession of the secured asset has not been handed over.

3. Advance copy of the petition has been served upon the official respondents.

4. On asking, Mr. Aftab Singh Khara, Sr. DAG, Punjab, has put in appearance on behalf of respondents-state. He does not have any



instructions.

5. Having heard counsel for parties and keeping in view the observations of Division Benches of this Court in *Bank of Maharashtra vs. District Magistrate, Hisar and others, 2024 (2) PLR 346*, as well as in *IIFL Home Finance Limited vs. State of Haryana and others, Law Finder Doc ID #2875322*, writ petition is disposed of with a direction to competent authority to comply with order dated 06.02.2025 (Annexure P-4) to within a period of 15 days from the date of communication of the copy of this order, unless there is any legal impediment in doing so.

(SUVIR SEHGAL)
JUDGE

(VIKAS SURI)
JUDGE

April 20, 2026
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No