

DEBTS RECOVERY TRIBUNAL-III, CHANDIGARH

ITEM NO.13

OA/200/2025

ICICI BANK LIMITED Vs. RBCL PILETECH INFRA AND OTHERS

24.02.2025

Present: Sh. Manav Singal, Advocate for Applicant

This is fresh OA under Section 19 of The Recovery of Debts and Bankruptcy Act, 1993, filed by the applicant bank against the defendants seeking recovery certificate for a sum of Rs. 1,98,62,249.32P alongwith interest and other dues.

I have heard Ld. counsel and perused record.

Let **summons** under Section 19(4) of the Recovery of Debts and Bankruptcy Act 1993 be issued alongwith copy of the OA and copy of this order be sent by way of registered post as well as by hand (dasti) and through Electronic mode on the e-mail address(s) of the defendants as well as through WhatsApp numbers, if they are available with the Applicant.

Defendants are directed to show cause within 30 days from the service upon defendants as to why relief prayed for should not be granted. Defendants are further directed to disclose particulars of the property or assets other than properties and assets specified by the applicant under Clauses (a) and (b) of Sub-Section (3-A) of Recovery of Debts and Bankruptcy Act 1993.

Applicant is directed to collect summons and ensure service upon the defendants and file proof of service.

The equipment mentioned in the OA as stated hereinafter have been hypothecated with the bank as argued by the Ld. Counsel for the applicant and thus for this hardly any permission of this Tribunal is required.

Ld. Counsel for applicant referred the case **ICICI Bank Ltd. Versus Kaptan Singh 139 (2007) DLT 501** passed by Hon'ble Delhi High Court in this regard.

In light of the case law referred and in the facts and circumstances of the case, the authorized officer of the bank is appointed receiver to take over the possession of the equipment and to keep the same under his custody.

Sr. No.	Registration no.	Model/Equipment Machinery	PIN No.	Engine No.
1.	ORG833079973	Rotary Drilling Rig XR210I	XUG0210RCPHJ0 0024	22568419

In case any police aid will be required it will be permissible for the said authorized officer to seek such aid in order to enable him to take possession of the said equipment. The said authorized officer on obtaining possession of the equipment will issue appropriate receipts to the person from whose custody equipment is taken and will also note down therein, the condition of equipment and will ensure that equipment is kept in the same condition.

In case the defendants pay all the installments due on the date of taking the custody of equipment, the vehicle shall not be taken by the authorized officer of the bank. In case the vehicle is to be attached or taken into custody then it should be without any goods.

Defendants may file WS within 30 days from the date of receipt of summons with an advance copy to the applicant. Thereafter applicant shall be at liberty to file replication, if any within 15 days thereafter.

Copy of this order be supplied to all concerned by hand (dasti).

List before **Registrar** for filing service report, completion of pleadings and report on admission and denial of documents on 06.06.2025.

(MRIDULESH KUMAR SINGH)
Presiding Officer
DRT-III, Chandigarh

ENCLOSURE ON APPLICATION & CERTIFIED COPY

1. Dt. No. of Application..... 61.....
2. Proceeding No..... 29/11.....
3. Name of the applicant..... Manav Singhal
4. Date of presentation of application..... 25/2/25
5. Date when to collect copy..... 25/2/25
6. Number of pages..... 7.....
7. Copying fee charges..... 100/-
8. Date on which copy is given..... 25/2/25
9. Date of delivery..... 25/2/25

Signature of Presiding Officer