

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Civil Writ Petition No.2249 of 2015 (O&M)

DATE OF DECISION: 11.02.2015

Ashwani Kumar and anotherPetitioners

versus

Union of India and othersRespondents

**CORAM:- HON'BLE MR.JUSTICE S.J. VAZIFDAR, ACTING CHIEF JUSTICE
HON'BLE MR. JUSTICE AMOL RATTAN SINGH**

Present: Mr. Ravinder Malik, Advocate for the petitioners

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S.J. VAZIFDAR, ACTING CHIEF JUSTICE (Oral):

The petitioners seek cancellation of a transaction for the purchase of a property secured in favour of respondent No.3 - Diwan Housing Finance Corporation Limited.

2. The property belongs to a private party and was secured in favour of respondent No.3. The sale was conducted by respondent No.3 under the provisions of the Securitization and Reconstruction of Financial Assets and Enforcement of Securities Act, 2002. Neither respondent No.3 nor the owner of the property is State within the meaning of Article 12 of the Constitution of India. They are purely private parties.

3. In the circumstances, the writ petition is dismissed with liberty to adopt appropriate proceedings.

**(S.J. VAZIFDAR)
ACTING CHIEF JUSTICE**

11.02.2015
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**(AMOL RATTAN SINGH)
JUDGE**