

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 3843 of 2015 (O&M)

Date of decision : 03.03.2015

104

Ombir Yadav

.....Petitioner

Versus

District Magistrate, Gurgaon and others

....Respondents

**CORAM:- HON'BLE MR. JUSTICE HEMANT GUPTA
HON'BLE MRS. JUSTICE LISA GILL**

Present: Mr. J.S. Hooda, Advocate
for the petitioner.

Hemant Gupta, J.

The challenge in the present writ petition is to a notice issued by the Bank under Section 14 of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (hereinafter referred to as 'the Act') to the petitioner in respect of the property of the petitioner situated in Gurgaon.

The petitioner has an effective remedy in terms of Section 17 of the Act before the Debt Recovery Tribunal in the light of judgment of this Court passed in CWP No. 15921 of 2014 (M/s Punjab Chemical Industries versus District Magistrate-cum-Deputy Commissioner, Ludhiana and others).

In view of the said fact, we dispose of the present writ petition with liberty to the petitioner to avail his alternative effective remedy.

**(Hemant Gupta)
Judge**

**(Lisa Gill)
Judge**

March 03, 2015