

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.24722 of 2016

Date of Decision: 01.12.2016

Kirtan Kaur and another

----Petitioners

Versus

State Bank of India and others

----Respondents

Coram: **Hon'ble Mr. Justice Ajay Kumar Mittal**
 Hon'ble Mr. Justice Harinder Singh Sidhu

Present: Mr. Vipul Dharmani, Advocate for the petitioners.

AJAY KUMAR MITTAL, J. (Oral)

1. The petitioners have approached this Court by way of instant writ petition filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari quashing physical possession notice dated 13.10.2016 (Annexure P-13) and further directing respondents No.1 and 2 to hand over the peaceful possession of the property in question along with all household articles and personal belongings lying therein to the petitioners.

2. After arguing for sometime, when the Bench was not inclined to entertain the writ petition, learned counsel for the petitioner stated that he may be allowed to withdraw the present petition with liberty to approach the Debts Recovery Tribunal under Section 17 of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002

3. Dismissed as withdrawn. It shall, however, be open to the petitioners to take recourse to the remedies as may be available to them, in accordance with law.

(Ajay Kumar Mittal)
Judge

(Harinder Singh Sidhu)
Judge

01.12.2016
Atul

Whether speaking/ reasoned:

Yes/No

Whether Reportable:

Yes/No