

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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Civil Writ Petition No.4051 of 2017

Date of decision: March 01, 2017

Dinkar Dogra

....Petitioner

versus

Union of India

....Respondent

***CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE RAMENDRA JAIN***

Present: Mr. Ankush Verma, Advocate for the petitioner.

AJAY KUMAR MITTAL, J. (Oral)

The prayer made in this petition filed under Articles 226/227 of the Constitution of India is for issuance of a writ in the nature of certiorari/Mandamus for seeking appropriate modification and interpretation/clarification of the 2nd Proviso to Section 18 of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (in short, 'the SARFAESI Act').

2. After arguing for sometime, learned counsel for the petitioner submitted that he may be allowed to withdraw the present writ petition with liberty to the petitioner to challenge the vires of 2nd Proviso to Section 18 of the SARFAESI Act by filing a fresh writ petition.

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 Dismissed as withdrawn.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

**(AJAY KUMAR MITTAL)
JUDGE**

**(RAMENDRA JAIN)
JUDGE**

March 01, 2017

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Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No