

CWP-1132-2018

Date of Decision: 27.09.2018

M/s Hari Agro Industries

....Petitioner

versus

Punjab National Bank

....Respondent

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE AVNEESH JHINGAN****Present:** Mr. Sanjiv Gupta, Advocate
for the petitioner.Mr. Virender Sood, Advocate
for the respondent-Bank.**AJAY KUMAR MITTAL, J. (ORAL)**

Additional information by way of affidavit has been filed on behalf of the respondent-Bank in Court today. The same is taken on record. Office to tag the same at appropriate place.

This writ petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of Certiorari for quashing the Notice dated 09.10.2017 issued under Section 13 (2) of the SARFAESI Act, 2002 (Annexure P-1) as well as the date of NPA mentioned therein i.e. 30.09.2017, notice dated 02.01.2018 under Section 13 (4) of the SARFAESI Act, 2002 (Annexure P-2) and subsequent proceedings consequent thereto and further to issue a writ

in the nature of Mandamus directing the respondent-Bank to regularize the accounts of the petitioner on depositing the overdrawn/irregular amount.

2. After arguing for sometime, learned counsel for the petitioner prays for withdrawal of the present petition with liberty to the petitioner to avail the alternative remedies as are available to it, in accordance with law.

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 Dismissed as withdrawn.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

(AJAY KUMAR MITTAL)
JUDGE

(AVNEESH JHINGAN)
JUDGE

27.09.2018

Neha

Whether Speaking/Reportable : Yes/No

Whether Reportable : Yes/No