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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP-15627-2018
Date of decision : 21.06.2018**

Rajeev Singh

...Petitioner(s)

Versus

State of Haryana and others

... Respondent(s)

**CORAM: HON'BLE MR. JUSTICE AMIT RAWAL
HON'BLE MR. JUSTICE AVNEESH JHINGAN**

Present: Mr. Manish Soni, Advocate
for the petitioner.

AMIT RAWAL, J. (ORAL)

As per the submissions made by the learned counsel for the petitioner, the premises, subject matter of the mortgage, are in possession of the tenants by virtue of the Punjab Tenancy Act, 1887, as applicable to State of Haryana, but no document of tenancy has been proved on record. If at all, the premises are with the tenants, the tenants have an independent remedy to approach Debt Recovery Tribunal under Section 17 (4-A) of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (SARFAESI Act.).

At this stage, learned counsel for the petitioner seeks liberty of this Court to withdraw the present writ petition with liberty to avail

alternative remedy in accordance with law.

Ordered accordingly.

(AMIT RAWAL)
JUDGE

21.06.2018
Yogesh Sharma

(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned **Yes/ No**

Whether Reportable **Yes/ No**