

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

CWP No. 22583 of 2017
Date of decision :26.9.2018

M/s Drishti Textile

..... Petitioner

Versus

State Bank of Patiala and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr.Vivek Goyal, Advocate for the petitioner.
Mr.Mahesh Dheer, Advocate for respondent Nos.1
and 2.
Mr.Yashveer Kharb, Advocate for respondent No.3.

AJAY KUMAR MITTAL, J.

1. Written statement on behalf of respondent No.3
filed in Court today is taken on record. Office to tag the
same at appropriate place.

2. The prayer made in the writ petition under Articles
226/227 of the Constitution of India is for quashing the
order dated 6.9.2017, Annexure P.6, sale notice dated
18.1.2015, Annexure P.2 and the auction proceedings. The
prayer is also made to direct the respondent-Bank not to
take physical possession of the residential plot and the
possession of the residential plot be not handed over to
respondent No.3.

3. After arguing for some time, learned counsel for the
petitioner states that since the order is an appealable order

under Section 18 of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Act, 2002, therefore, he may be allowed to withdraw the present petition with liberty to the petitioner to file the appeal or to take recourse to the alternative remedies as may be available to it, in accordance with law.

4. Dismissed as withdrawn.

5. It shall, however, 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

September 26, 2018
KD

(AVNEESH JHINGAN)
JUDGE

Whether speaking / reasoned:
Whether Reportable:

Yes / No
Yes / No