

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

CWP No.21455 of 2018
Date of decision :13.11.2018

Kotak Mahindra Bank Ltd.

.....Petitioner

Versus

The Secretary, Ministry of Finance, Government of India and
others

..... Respondents

CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Ms.Riya Bansal, Advocate for the petitioner.
Mr.Sunish Bindlesh, Advocate for respondents
No.1 and 2.
Mr.Mehardeep Singh, Additional Advocate General,
Punjab.

AJAY KUMAR MITTAL, J.

1. A prayer made in the writ petition filed under Articles 226/227 of the Constitution of India is for issuing direction to the respondent-authority to withdraw the lien created on the movable property mortgaged with the Bank. A further prayer is made to quash the order dated 3.2.2017, Annexure P.10, by virtue of which arrears are sought to be recovered in respect of M/s Samana Roller Floor Mills Limited. A direction is also sought to restrain the respondent authority from selling the mortgaged property.
2. Learned counsel for the petitioner submitted that inadvertently wrong parties have been arrayed as respondents.

It was further submitted that she may be allowed to withdraw the present petition with liberty to the petitioner to file fresh one on the same cause of action by impleading the proper and necessary parties.

3. Dismissed as withdrawn with the aforesaid liberty.

(AJAY KUMAR MITTAL)
JUDGE

November 13,2018
KD

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking / reasoned:
Whether Reportable:

Yes / No
Yes / No