

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

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CWP No.30347 of 2018

Date of decision: December 07, 2018

Iqbal Singh

....Petitioner

versus

Debts Recovery Tribunal-III, Chandigarh and others

....Respondents

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

Present: Mr. Suneet Kumar, Advocate for the petitioner.

AJAY KUMAR MITTAL, J. (ORAL)

1. 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 for setting aside the auction dated 26.10.2017 (**Annexure P-6**) and the order dated 03.04.2018 (**Annexure P-14**) passed by respondent No.2 whereby the objections filed by the petitioner was rejected and also setting aside the order dated 21.07.2018 (**Annexure P-15**) passed by respondent No.1 whereby the appeal filed by the petitioner was rejected.

2. After arguing for sometime, learned counsel for the petitioner submitted that since the Recovery Officer has sought to execute the decree certificate issued by the Presiding Officer of the Debts Recovery Tribunal-III, Chandigarh for an amount of ₹ 27,12,687/- which according to them, shall be payable by the petitioner, he may be allowed to withdraw the present writ petition with liberty to the petitioner to approach the

Deputy Commissioner for modification of the order dated 03.04.2018 (**Annexure P-14**) or to avail alternate remedy as may be available to him in accordance with law.

- 3. Dismissed as withdrawn.
- 4. 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

(MANJARI NEHRU KAUL)
JUDGE

December 07, 2018
sonia gugnani

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No