

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

CWP-9730-2018  
Date of decision: 30.07.2018

Harpreet Singh Sodhi

... Petitioner

versus

Authorised Officer, Punjab National Bank & anr.

... Respondents

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

Present: Mr. A.B.S.Sidhu, Advocate  
for the petitioner.

Mr. R.S.Bhatia, Advocate  
for the respondents.

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**Ajay Kumar Mittal, J.(Oral)**

This writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for setting aside the order dated 30.06.2017 (Annexure P-17) qua adjustment of an amount of Rs.4,24,471/- towards A/c No.325200NC00005042 without issuance of notice to the petitioner and an amount of Rs.13,64,276/- towards account No.3252200NC00005699 where the petitioner is neither a guarantor nor the borrower.

2. At the very outset, learned counsel for the respondent-Bank submits that the petitioner has already filed Securitization Application before Debts Recovery Tribunal wherein challenge to the auction sale has been made. It was urged by learned counsel for the respondent that the petitioner can raise all the pleas as have been sought to be raised in the writ petition in the SA.

2. Learned counsel for the petitioner states that he may be allowed to withdraw the present petition with liberty to raise all the pleas in the SA

filed before the Debts Recovery Tribunal as have been sought to be raised in the writ petition.

3. Dismissed as withdrawn. 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

30.07.2018  
sonia

(AVNEESH JHINGAN)  
JUDGE

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|--------------------------------|--------|
| Whether speaking/non-speaking? | Yes/No |
| Whether reportable?            | Yes/No |