

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

**CWP No. 32200 of 2018**

**Decided on : 17.12.2018**

M/s Raghunath BKO

... Petitioner(s)

Versus

Additional District Magistrate, Fatehgarh Sahib and others

... Respondent(s)

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

**PRESENT:** Mr. Gaurav Deep Goyal, Advocate for  
Mr. Simranjeet Singh, Advocate for the petitioner(s).

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**AJAY KUMAR MITTAL, J. (Oral)**

The petitioner has approached this Court under Articles 226/227 of the Constitution of India, seeking quashing of the impugned letter dated 27.11.2018 (Annexure P-3) and all the proceedings under the Securitization and Reconstruction of Financial Assets and Enforcement of Securities Interest Act, 2002 (in short 'the SARFAESI Act, 2002'). Further, a prayer has been made to issue direction respondent No.3 to take appropriate legal action against the erring officials of the respondent Bank for their illegal acts for not following the procedure enshrined under the SARFAESI Act, 2002.

2. After arguing for sometime, learned counsel for the petitioner states that he may be allowed to withdraw the present writ petition, as inadvertently, certain relevant facts could not be incorporated in the writ petition. Accordingly, a prayer has been made for withdrawal of writ petition with liberty to the petitioner to file fresh one on the same cause of action by incorporating better and correct particulars.

3. Dismissed as withdrawn with the liberty as prayed for.

**(AJAY KUMAR MITTAL)  
JUDGE**

**(MANJARI NEHRU KAUL)  
JUDGE**

**December 17, 2018**

*J.Ram*

*Whether speaking/reasoned: Yes/No*

*Whether Reportable: Yes/No*