

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

CWP-1707-2019

Decided on: 22.01.2019

M/s. Jashan Enterprises

.... Petitioner

Vs

The Authorized Officer, Indian Overseas Bank

..... Respondent

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

Present: Mr. Anant Bir Singh Sidhu, Advocate
for the petitioner.

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 quashing of the Notice dated 09.09.2016 (Annexure P-7) under Section 13(2) of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (in short 'the Act), Possession Notice dated 15.12.2016 (Annexure P-8) under Section 13(4) of the Act and Order dated 17.12.2018 (Annexure P-11) under Section 14 of the Act, passed by respondent No.2.

2. After arguing for sometime, learned counsel for the petitioner prays for withdrawal of the present petition with liberty to the petitioner to approach the Debt Recovery Tribunal by raising all the pleas as sought to be raised in the writ petition, in accordance with law.

3. Dismissed as withdrawn. However, it shall 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**

**(MANJARI NEHRU KAUL)
JUDGE**

22.01.2019

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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No