

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

**CWP-3094-2019**

**Decided on: 04.02.2019**

**M/s. Sanjay Kapoor and Madan Lal**

**.... Petitioner**

**Versus**

**State Bank of India and others**

**..... Respondents**

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

Present: Mr. Sandeep Arora, Advocate  
for the petitioner.

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**AJAY KUMAR MITTAL, J (ORAL)**

Prayer in this writ petition under Articles 226/227 of the Constitution of India, is for issuance of a writ in the nature of Certiorari for setting aside the impugned notices dated 29.05.2018 and 06.12.2018 (Annexures P-3 and P-4 colly) under Section 13(2) of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (in short' SARFAESI Act') issued by respondent No.1-bank under Section 13(4) of the SARFAESI Act.

2. Learned counsel for the petitioner submits that the loan was taken by the petitioner from respondent No.1-State Bank of India, ADB Palampur Branch, District Kangra (Himachal Pradesh). It was not disputed that the territorial jurisdiction lies with Himachal Pradesh High Court.

3. Accordingly, learned counsel for the petitioner prays for withdrawal of the present petition with liberty to the petitioner to approach the Himachal Pradesh High Court for relief claimed in the writ petition.

4. Dismissed as withdrawn.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**

**04.02.2019**  
Dinesh

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No