

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

**CWP No. 3390 of 2019
Decided on : 06.02.2019**

Jatinder Singh and another

. . . Petitioner(s)

Versus

HDB Financial Services Limited and others

. . . Respondent(s)

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

PRESENT: Mr. Vivek K. Thakur, Advocate
for the petitioner(s).

Mr. Vipul Dharmani, Advocate
the respondent No.1 -caveator.

AJAY KUMAR MITTAL, J. (Oral)

The challenge in this writ petition filed under Articles 226/227 of the Constitution of India, to possession notice dated 07.05.2018 (Annexure P-2), issued under Section 13(4) of the Securitization and Reconstruction of Financial Assets and Enforcement of Securities Interest Act, 2002 (in short 'the SARFAESI Act') as well as subsequent letters dated 05.10.2018 & 01.02.2019 (appended as Annexures P-3 & P-8). A further prayer for issuing direction to the respondents for not taking the physical possession of the property in dispute, has also been made.

2. After arguing for sometime, learned counsel for the petitioners submitted that he may be allowed to withdraw the present writ petition with liberty to the petitioners to take recourse to the alternative remedies as are available to them, in accordance with law.

3. Dismissed as withdrawn. It shall, however, be open to the petitioners to take recourse to the remedies as may be available to them, in accordance with law.

**(AJAY KUMAR MITTAL)
JUDGE**

**(MANJARI NEHRU KAUL)
JUDGE**

February 06, 2019

J.Ram

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No