

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

CWP-6134-2019

Decided on: 07.03.2019

Sachin Kumar Rana

.... Petitioner

Versus

District Magistrate, Karnal

..... Respondent

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

Present: Mr. R.S. Dhaliwal, Advocate for
Mr. M.S. Chauhan, Advocate
for the petitioner.

AJAY KUMAR MITTAL, J (ORAL)

Challenge in this writ petition under Articles 226/227 of the Constitution of India, is inter alia for quashing the impugned order dated 18.12.2018 (Annexure P-5) under Section 14(1) and 14(2) of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (in short 'the Act') passed by respondent No.1.

2. It was not disputed that an application under Section 17 of the Act is maintainable to challenge the order passed under Section 14 of the Act as held in *Kanaiyalal Lalchand Sachdev and others v. State of Maharashtra and others*, (2011) 2 SCC 782.

3. In view of the above, we dismiss the present writ petition by relegating the petitioner to avail the aforesaid alternative remedy by approaching the Debts Recovery Tribunal under Section 17 of the Act, in accordance with law.

**(AJAY KUMAR MITTAL)
JUDGE**

**(MANJARI NEHRU KAUL)
JUDGE**

07.03.2019

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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No