

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

135

**Civil Writ Petition No.7030 of 2019
Decided on : 14.03.2019**

Brham Dutt and another

. . . Petitioners

Versus

District Magistrate, Faridabad and another

. . . Respondents

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

Present: Mr. Jai Bhagwan Sharma, Advocate for the petitioners.

AJAY KUMAR MITTAL, J. (Oral)

Petitioners have approached this Court under Articles 226/227 of the Constitution of India, seeking a writ in the nature of *Certiorari*, for setting aside the order dated 23.01.2019 (**Annexure P-1**) passed by the District Magistrate, Faridabad (respondent No.1) to take physical possession of the secured asset i.e. mortgaged residential house of the petitioners. Further prayer has also been made to direct respondent No.2-Finance Company to reschedule the loan account of the petitioners or to give some reasonable time to settle their loan account.

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 either to approach respondent No.2 or take recourse to the alternative remedies as may be 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 Dismissed as withdrawn.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**

March 14, 2019

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Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No