

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

142

**CWP No.11242 of 2019
Decided on : 01.05.2019**

Rajesh Kumar and others

. . . Petitioners

Versus

Cholamandalam Finance and Investment Co. Ltd.

. . . Respondent

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

Present: Mr. Madhur Panwar, Advocate for
Ms. Supriya Garg, Advocate for the petitioners.

AJAY KUMAR MITTAL, J. (Oral)

The prayer in this petition filed under Article 226 of the Constitution of India is for issuance of a writ of *certiorari* for setting aside the sale notice dated 26.02.2018 (**Annexure P-5**), comprising of the properties of the petitioners mortgaged with the respondent-NBFC and subsequent proceedings including confirmation of sale of the mortgaged property in favour of the auction buyers.

2. At the outset, learned counsel appearing for the petitioners submitted that inadvertently certain mistakes have crept and relevant documents could not be appended along with the writ petition. Accordingly, a prayer was made that he may be allowed to withdraw the present writ petition with liberty to the petitioners to file fresh one on the same cause of action by furnishing better particulars.

3. Dismissed as withdrawn with liberty as prayed for.

**(AJAY KUMAR MITTAL)
JUDGE**

**(MANJARI NEHRU KAUL)
JUDGE**

May 01, 2019
sonia gugnani

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No