

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

CWP-35572-2019

Date of Decision:07.12.2019

Komalpreet Kaur and another

... Petitioners

Vs.

State of Punjab and others

... Respondents

CORAM : HON'BLE MS. JUSTICE JASWANT SINGH

Present : Mr. Praveen Sharma, Advocate
for the petitioners.

JASWANT SINGH, J. (Oral)

The two petitioners are the daughter and son of Surjit Singh, who was the owner of the mortgaged property in question. The mortgaged property is subject matter of proceedings under the SRFAESI Act. The petitioners have filed a civil suit for declaration in respect of ownership of the property in question to the extent of their shares, wherein ad-interim injunction order dated 29.11.2018 restraining the alienation has been passed. It is conceded that neither the mortgagee-State Bank of India is a party to the same nor as of now, there is any legal document showing the ownership of the two petitioners in the mortgaged property. Writ petition is totally misconceived and frivolous amounting to abuse of process of Court.

At this stage, learned counsel for the petitioners prays that he may be permitted to withdraw this writ petition.

Permitted to do so.

Dismissed as withdrawn.

(JASWANT SINGH)
JUDGE

(SANT PARKASH)
JUDGE

07.12.2019
rajeev

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No