

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

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**CWP-32676-2018 (O&M)
Date of Decision : 30.01.2019**

M/s Karambir Feed Store and another

...Petitioners

Versus

Central Bank of India and another

...Respondents

**CORAM:HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE HARNARESH SINGH GILL**

Present: Mr. Saurabh Bajaj, Advocate for the petitioners.

Mr. Vivek Goyal, Advocate for the respondents.

AJAY KUMAR MITTAL, J.(ORAL)

The petitioners have approached this court under Articles 226/227 of the Constitution of India especially in the nature of Certiorari for quashing of notice under Section 13(2) of Securitization and Reconstruction of Financial Assets and Enforcement of Securities Interest Act, 2002 (in short 'SARFAESI Act, 2002') (Annexure P-4), notice under Section 13(4) of SARFAESI Act, 2002 (Annexure P-6) and auction notice dated 29.11.2018 (Annexure P-7).

2. Learned counsel for the respondents has pointed out that the auction scheduled for 15.01.2019 has failed. Accordingly, learned counsel for the petitioners states that he may be allowed to withdraw the present writ petition, at this stage with liberty to the petitioners to approach the respondent-Bank for clearing the outstanding amount.

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 Dismissed as withdrawn.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**

**(HARNARESH SINGH GILL)
JUDGE**

30.01.2019

pooja saini

*Whether speaking/reasoned?
Whether reportable?*

*Yes/No
Yes/No*