

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 6653 of 2020 (O&M)

Date of Decision: 24th August, 2020

M/s G.H. Enterprises

....Petitioner

VERSUS

South Indian Bank Limited and others

....Respondents

**CORAM: JUSTICE S. MURALIDHAR
JUSTICE AVNEESH JHINGAN**

Present: Mr. Ankit Kaushal, Advocate for the Petitioner.

Dr. S. Muralidhar, J.

1. CM-7929-CWP-2020 seeks two reliefs. One is to place on record certain documents as Annexures P-16 to P-18. The other is for stay of the possession notice dated 7th August, 2020 in relation to property at House No. 1594, Street E, Sector 7C, Chandigarh.

2. The Court finds that in the main writ petition itself the prayer is for quashing the demand notice and possession notice issued under Sections 13 and 14 of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 ('SARFAESI Act'). Admittedly, the Petitioner has statutory remedies available to it against the aforesaid notices in terms of the SARFAESI Act itself.

3. Consequently, this Court does not find any reason to exercise its jurisdiction under Article 226 of the Constitution given that the Petitioner has an efficacious alternative remedy.

4. In that view of the matter, the main writ petition along with the pending application is disposed of, with the direction that it will be open to the

Petitioner to seek the statutory remedies available to it in accordance with law.

(S. MURALIDHAR)
JUDGE

(AVNEESH JHINGAN)
JUDGE

24th August, 2020
jk

Whether speaking/reasoned Yes/No

Whether reportable Yes/No