

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

CWP-12461-2020

Date of Decision: 21st August, 2020

Yogesh Srivastva

....Petitioner

VERSUS

District Magistrate Faridabad and another

....Respondents

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

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

Dr. S. Muralidhar, J.

1. The Court is of the considered view that the Petitioner has an efficacious alternative remedy against the measures taken by Respondent No. 2 under Section 13 (4) of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 ('SARFAESI Act') by approaching the Debts Recovery Tribunal ('DRT') under Section 17 (1) of the SARFAESI Act. It is further open to the Petitioner to seek appropriate relief before the DRT *qua* the order passed by the District Magistrate, Faridabad under Section 14 of the SARFAESI Act.

2. In that view of the matter, this Court is not inclined to exercise its jurisdiction under Article 226 of the Constitution to entertain the present petition.

3. Leaving it open to the Petitioner to seek statutory remedies available to him in accordance with law, this petition is disposed of.

**(S. MURALIDHAR)
JUDGE**

**(AVNEESH JHINGAN)
JUDGE**

21st August, 2020
Satyawan

Whether speaking/reasoned No

Whether reportable No