

CWP No.2934 of 2021 (O&M)
Date of Decision: 17.02.2021

Bhupender Singh

...Petitioner

Versus

M/S Asset Reconstruction Company (India) Limited and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE JASWANT SINGH
HON'BLE MR. JUSTICE SANT PARKASH**Present: Mr. S.D. Bansal, Advocate
for the petitioner.Mr. Nitin Grover, Advocate
for the respondent-Caveator Company.

JASWANT SINGH, J.(ORAL)

The petitioner, who alleges to have purchased the secured asset i.e. residential House No.622/11, Gandhi Nagar, Dhand Road, Kaithal based on a agreement to sell (without any sale deed) from the earlier owner Rajinder Kumar Dhull - respondent No.6, has approached this Court challenging the proceedings initiated by the M/S Asset Reconstruction Company (India) Limited - respondent No.1 (the assignee of the ICICI Bank) under SARFAESI Act, 2002 qua the aforesaid residential house, which stood mortgaged by respondent No.6 as a collateral security for raising a Home Loan, and the Home Loan account being declared NPA.

After filing of the present writ petition, CM-2645-CWP-2021 has been filed seeking permission to amend the writ petition so as to challenge also e-auction notice dated 15/16.01.2021, (P-26).

At the time of hearing realizing that notice of motion in the main case is yet to be issued, the counsel for the petitioner prays for permission to withdraw the present writ petition as also civil miscellaneous application to enable his client to institute a fresh consolidated/comprehensive writ petition, if so advised, with better particulars.

Dismissed as withdrawn with the aforesaid liberty.

(JASWANT SINGH)
JUDGE

(SANT PARKASH)
JUDGE

February 17, 2021
Manpreet

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