

111 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 12373 of 2021

Date of Decision: 12.07.2021

Sarat Kumar Nanda and another Petitioners
Versus
Dena Bank and others ... Respondents

**CORAM: HON'BLE MR. JUSTICE JASWANT SINGH
HON'BLE MR. JUSTICE SANT PARKASH**

Present: Mr. Kamal Satija, Advocate for the petitioners.

JASWANT SINGH, J. (ORAL)

*[The aforesaid presence is being recorded through video conferencing
since the proceedings are being conducted in virtual court]*

The petitioners (husband wife duo) have assailed the order dated 31.05.2021 (Annexure P-18) passed by Debts Recovery Tribunal-II, Chandigarh (respondent No.3) whereby their securitization application assailing the notices under Section 13(2) and Section 13(4) of the SARFAESI Act, have been dismissed; as also the show cause notice for taking a suitable action in view of the offensive language in their pleadings, has been issued.

At the time of hearing, realizing that the impugned order dated 31.05.2021 (Annexure P-18) is appealable before the learned Debts Recovery Appellate Tribunal under Section 18 of the SARFAESI Act, 2002 and the other issue of show cause having not yet been adjudicated, learned counsel for the petitioners prays for permission to withdraw the instant writ petition to enable his clients to seek their remedy in accordance with law.

Accordingly, the present writ petition is dismissed as withdrawn with the aforesaid liberty to the petitioners to seek their remedy in accordance with law.

**(JASWANT SINGH)
JUDGE**

**(SANT PARKASH)
JUDGE**

12.07.2021

Maninder

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