

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

132

CWP-28672-2022

Date of Decision: 14.12.2022

M/s Ace Engineering Infratech India Pvt. Ltd. and others

....Petitioners.

Versus

Debts Recovery Tribunal-I, Chandigarh and another

...Respondents.

**CORAM: HON'BLE MR. JUSTICE M.S. RAMACHANDRA RAO
HON'BLE MRS. JUSTICE SUKHVINDER KAUR**

.....

Present: Mr. Ashok Malik, Advocate
Mr. Anchit Sharma, Advocate
Mr. Vishisht, Advocate
Mr. Puru Gupta, Advocate
Mr. Ritek Khatri, Advocate and
Ms. Pridhi Singla, Advocate for the petitioners.

Mr. Mayank Mathur, Advocate
for the Caveators.

M.S. RAMACHANDRA RAO, J. (Oral)

Since the petitioners have an effective alternate remedy under the provision of the Recovery of Debts and Bankruptcy Act, 1993 before the Debts Recovery Appellate Tribunal against the order dated 16.11.2022 passed by the Debts Recovery Tribunal-I, Chandigarh, we grant liberty to the petitioners to avail the said remedy.

As regards, the grievance raised in the writ petition regarding the liability of the guarantors are concerned, since the said guarantors are not party in the writ petition, we are not inclined to entertain the instant writ petition on the said aspect because the liability of the guarantors has to be

agitated by the said guarantors and not by the petitioners, who were not guarantors.

Accordingly, the writ petition is disposed of granting liberty to the petitioners to avail other remedy.

(M.S. RAMACHANDRA RAO)
JUDGE

(SUKHVINDER KAUR)
JUDGE

14.12.2022

Komal

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