

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

**CWP-1683-2023 (O&M)
Date of decision: 23.02.2023**

Kuldeep Kaur

... Petitioner

Vs.

Union Bank of India through its authorized officer

... Respondent

**CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.
HON'BLE MR. JUSTICE SANJIV BERRY.**

Present: Mr. A.P. Kaushal, Advocate for the petitioner.

Mr. Gaurav Goel, Advocate and
Mr. Navjit Singh, Advocate for the respondent/Bank.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

Challenge in the instant petition is to the proceedings initiated by the respondent/Union Bank of India under the SARFAESI Act, 2002.

The notices impugned are dated 02.03.2020 and 05.01.2021 under Sections 13(2) and 13(4) of the SARFAESI Act, 2002.

Having heard counsel for the petitioner at length, we are of the considered view that the petitioner has an alternate remedy available against the impugned action under the provisions of the SARFAESI Act itself. Petitioner ought to avail of that remedy.

A reference in this regard may be made to the judgment of the Hon'ble Supreme Court in **United Bank of India Vs. Satyawati Tondon and others, 2010 (8) SCC 110.**

In view of the above and without opining on the merits of the case, writ petition is disposed of in terms of granting liberty to the

petitioner to avail of her alternate remedy in accordance with law as also under the provisions of the SARFAESI Act, 2002.

(TEJINDER SINGH DHINDSA)
JUDGE

(SANJIV BERRY)
JUDGE

23.02.2023

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| (i) Whether speaking/reasoned? | Yes/No |
| (ii) Whether reportable? | Yes/No |