

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

CWP-3543-2023

DATE OF DECISION: 03.05.2023

MANISH BANSAL

.....PETITIONER

VS.

PUNJAB NATIONAL BANK AND OTHERS

.....RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA
HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN**

Present: Mr. Ritesh Tomer, Advocate,
for the petitioner.

Mr. C.S. Pasricha, Advocate, with
Mr. Sushil K. Bhardwaj, Advocate,
for the respondent-Bank.

G.S.SANDHAWALIA, J. (ORAL)

1. The present petition has been filed under Article 226/227 of the Constitution of India for quashing/setting aside the sale certificate which has been entered into with open eyes by the petitioner with the respondent-Bank on 16.03.2022 (Annexure P-7). Apparently, even a sale deed dated 01.08.2022 (Annexure P-9) has also been entered into thereafter, on the basis of the purchase made.

2. The argument raised is that the Bank did not have the perfect title as such regarding the plot which was purchased, measuring 206 square yards, the boundaries of which are depicted both in the sale deed and the sale certificate as mentioned above.

3. In view of the above, we are of the considered that these are disputed issues and it is a settled principle of law that a writ Court will not

go into the arena where the facts are not clear and where the matters have to be thrashed out by leading of evidence.

4. Faced with the situation, learned counsel for the petitioner does not press the present petition and prays for liberty to avail his alternate remedy in accordance with law.

5 Ordered accordingly.

(G.S. SANDHAWALIA)
JUDGE

May 03, 2023
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(HARPREET KAUR JEEWAN)
JUDGE

Whether Speaking	Yes
Whether Reportable	No