

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

**CWP-2555-2023 (O&M)
Date of decision:08.02.2023**

Vikash Chahal

... Petitioner

Vs.

Piramal, Capital and Housing Finance Limited and others

... Respondents

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

Present:- Mr. C.P. Tiwana, Advocate for the petitioner.

TEJINDER SINGH DHINDSA, J. (ORAL).

Challenge in the instant petition is to the order dated 27.12.2021 (Annexure P-2) passed by the District Magistrate, Kaithal, pursuant to an application filed under Section 14 of the SARFAESI Act by the respondent-creditor Piramal Capital and Housing Finance Limited.

Having heard counsel at length and having perused the pleadings on record we are of the considered view that no interference in the matter in exercise of powers under Article 226 of the Constitution of India is made out.

It is by now well settled that a person who is aggrieved of the order of the District Magistrate can approach the Debt Recovery Tribunal under Section 17 of the SARFAESI Act. A reference in this regard may be made to the decision of the Division Bench of this Court in ***Allahabad Bank Vs. District Magistrate, Ludhiana and ors. 2021 (4) RCR (Civil) 571.***

In view of the above and while declining to interfere in the matter, writ petition is disposed of in terms of granting liberty to the

petitioner to avail of his alternate remedy in accordance with law.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

(SANJIV BERRY)
JUDGE

08.02.2023
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Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No