

239 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-7222-2021

Date of Decision: August 31, 2023

S.V. EXPORTS

..... Petitioner

Versus

STATE OF PUNJAB AND OTHERS

..... Respondents

**CORAM:- HON'BLE MRS. JUSTICE LISA GILL
HON'BLE MRS. JUSTICE RITU TAGORE**

Present: Mr. Akhilesh Vyas, Advocate for the petitioner.

Ms. Shivani Sharma, DAG, Punjab.

Mr. Nitin Thatai, Advocate for respondent No. 3.

LISA GILL, J.

1. Prayer in this writ petition is for quashing notice dated 01.11.2019 (Annexure P4) under Section 13(2) of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short – ‘SARFAESI Act’); notice dated 16.02.2021 (Annexure P11) under Section 13(4) of SARFAESI Act as well as order dated 18.01.2021 (Annexure P9) under Section 14 of SARFAESI Act passed by District Magistrate, Ludhiana.

2. Sale of the property has admittedly been carried out and sale certificate issued, as informed by learned counsel for respondent No. 3, who submits that this writ petition, as such, is rendered infructuous.

3. Faced with the above, learned counsel for the petitioner submits that petitioner may be permitted liberty to challenge the proceedings under SARFAESI Act initiated against it in accordance with the remedy as available to it under the said Act.

- 4. Writ petition is, accordingly, disposed of with liberty as
aforementioned.
- 5. Pending application(s), if any, stand(s) disposed of.

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

August 31, 2023
rts

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