

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

Neutral Citation No. 2023:PHHC:066812-DB

(120)

CWP-8268-2023

Decided on :09.05.2023

Meena Kumari

.....Petitioner(s)

Versus

Vijaya Bank (Now Bank of Baroda) and others

.....Respondent(s)

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA  
HON'BLE MR.JUSTICE GURBIR SINGH

Present: Mr. Pankaj Garg, Advocate for the petitioner.

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**G.S. Sandhawalia, J. (Oral)**

In the present writ petition filed under Article 226/227 of the Constitution of India challenge has been made to the sale certificate dated 21.07.2020 (Annexure P-1) whereby the property was transferred to respondent No.4-Hardeep Singh son of Shri Harjinder Singh, which belong to the petitioner against the financial facility which had been granted by the respondent-Bank.

2. We are of the considered opinion that if the petitioner has any remedy to challenge the said sale certificate, which would be under the provisions of the Securitization and Re-construction of Financial Assets and Enforcement of Security Interest Act, 2002. The Apex Court has time and again held that once there is an alternative and efficacious remedy available, it is not for the Writ Court to exercise its extra-ordinary jurisdiction.

3. Resultantly, the present writ petition is disposed of with the liberty to the petitioner to approach the Tribunal in accordance with law.

(G.S. SANDHAWALIA)  
JUDGE

(GURBIR SINGH)  
JUDGE

09.05.2023  
Naveen

|                             |      |     |
|-----------------------------|------|-----|
| Whether speaking/reasoned : | ✓Yes | No  |
| Whether Reportable :        | Yes  | ✓No |