

Neutral Citation No. 2023:PHHC:077162-DB
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(142) CWP-11504-2023
Decided on : 26.05.2023

Gurmukh SinghPetitioner(s)
Versus

M/s IIFL Home Finance Ltd. (formerly known as India Infoline Housing
Finance Ltd.) and othersRespondent(s)

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

Present: Mr.Pankaj Maini, Advocate, for the petitioner (s).
Mr. Vineet Sehgal, Advocate, for respondent-Finance Company.

G.S. Sandhawalia, J. (Oral)

Challenge in the present writ petition filed under Articles 226/227 of the Constitution of India is to the securitization proceedings including notice issued under Section 13(2) & 13(4) of the Securitization and Re-construction of Financial Assets and Enforcement of Security Interest Act, 2002.

2. A perusal of the possession notice dated 07.02.2020 (Annexure P-6) would go on to show that the outstanding is Rs.43,02,676/- as on 13.09.2017. Counsel for the petitioner has shown his disability to discharge even 1/3rd of the liability by furnishing a demand draft of the requisite amount. Resultantly, this Court does not wish to exercise its extraordinary jurisdiction and the petitioner is relegated to the remedy before the Debt Recovery Tribunal.

3. Writ petition stands dismissed with the aforesaid liberty.

(G.S. SANDHAWALIA)
JUDGE

(HARPREET KAUR JEEWAN)
JUDGE

26.05.2023
sailesh

Whether speaking/reasoned	Yes	
Whether Reportable :		No