

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

128

CWP-15039-2023

Date of Decision: 17.07.2023

VIKRAM MEHTA

... Petitioner

VERSUS

RELIANCE HOME FINANCE LTD. AND ORS.

....Respondents

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

Present: Mr. Atul Prataap Dhankhar, Advocate
for the petitioner.

Mr. Vipul Dharmani, Advocate
for the respondents No.1 and 2.

LISA GILL, J.(Oral)

1. Prayer in this writ petition is for quashing notice dated 19.10.2022 (Annexure P-3) issued under Section 13(4) of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act (SARFAESI Act), 2002 by the respondents.

2. Mr.Vipul Dharmani, Advocate appears on behalf of respondents No.1 and 2 and files Memorandum of appearance, which is taken on record, subject to just exceptions.

3. Learned counsel for respondents points out that respondent No.1 is not a Non-Banking Financial Company (NBFC) but a Housing Finance Company and is therefore, not governed by the notifications dated 05.08.2016 and 24.02.2020 (Annexure P-4).

4. Moreover, learned counsel for the petitioner is unable to deny that order dated 20.06.2023 passed by learned Debts Recovery

CWP-15039-2023

:2:

Tribunal (DRT-2) whereby petitioner's SA No.20 of 2023 has been dismissed in default is an appealable order.

5. Faced with this situation, learned counsel for the petitioner seeks to withdraw this writ petition with liberty to the petitioner to avail his remedy/remedies in accordance with law.

6. Writ petition is accordingly dismissed as withdrawn with the aforesaid liberty.

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

17.07.2023
Rimpal

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