

117 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-16444-2023

Date of Decision: August 10, 2023

SONIYA

..... Petitioner

Versus

ADIYA BIRLA HOUSING FINANCE LTD AND ANOTHER

..... Respondents

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

Present: Mr. Kanwaljeet Singh, Advocate for the petitioner.

LISA GILL, J.

1. Prayer in this petition is for directing respondent No. 1 to defer proceedings under Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 till the decision of complaint filed by the petitioner under Section 35 of Consumer Protection Act.
2. Learned counsel for the petitioner submits that he has instructions to withdraw this writ petition, keeping in view the judgment of the Hon'ble Supreme Court in **Phoenix ARC Private Limited versus Vishwa Bharti Vidya Mandir and others, 2022 (1) RCR (Civil) 888**, with liberty to the petitioner to avail remedy/remedies available to her in accordance with law.
4. Accordingly, present petition is dismissed as withdrawn with liberty as aforementioned.

**(LISA GILL)
JUDGE**

**(RITU TAGORE)
JUDGE**

August 10, 2023

rts

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