

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

114

CWP-20597-2023

Date of Decision: 15.09.2023

M/S KASHYAP CONFECTIONARY
AND KIRYANA STORE

... Petitioner

VERSUS

CANARA BANK

....Respondent

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

Present: Mr. Ashwani Gaur, Advocate
for the petitioner.

Mr. K. H. S. Bath, Advocate for
Mr. D. K. Sharma, Advocate
for the caveator/respondent-Bank.

LISA GILL, J.(Oral)

1. Prayer in this writ petition is for quashing of notice dated 29.03.2023 (Annexure P-2) issued by the respondent under Section 13(2) of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act (SARFAESI Act), 2002 and notices dated 13.06.2023 (Annexure P-3) and 05.08.2023 (Annexure P-4) issued under Section 13(4) of SARFAESI Act.

2. Faced with question of entertainability of this writ petition in view of judgment of Hon'ble Supreme Court in **M/s South Indian Bank Ltd. and others v. Naveen Mathew Philip and another, 2023(2) RCR (Civil) 771 and Union Bank of India v. Satyawati Tandon and others, 2010(8) SCC 110**, learned counsel for the petitioner seeks to withdraw this writ petition with liberty to the petitioner to avail statutory remedy available to him in accordance with law.

2023:PHHC:122034-DB

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

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