

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

(216)

**2024:PHHC:032007-DB
CWP-2594-2020(O&M)
Date of Decision: 06.03.2024**

Devinder Kaur & others

--Petitioners

Versus

Canara Bank & another

--Respondents

**CORAM:- HON'BLE MRS. JUSTICE LISA GILL.
HON'BLE MS. JUSTICE AMARJOT BHATTI.**

Present:- Mr. Sanjeev Duggal, Advocate for petitioners.

Mr. Rakesh Gupta, Advocate with
Mr. Sanchit Malik, Advocate for respondent no.1.

Mr. Rohit Bansal, Sr. D.A.G., Punjab.

LISA GILL.J (Oral)

Prayer in this petition is for quashing order dated 01.10.2019 passed by respondent no.2 under Section 14 of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act (for short SARFAESI Act) and to restrain respondent no.1 and their agents from taking possession of the house of petitioner.

2. Learned counsel for petitioners submits that he has instructions to withdraw this writ petition with liberty to avail remedies available in accordance with law for redressal of grievance(s) of petitioner. It is, however, submitted that interim relief granted to petitioners vide order dated 01.01.2021 be directed to continue.

3. Writ petition is accordingly dismissed as withdrawn with liberty aforesaid.

4. Keeping in view the fact that the interim order was granted on 01.01.2021 and has continued till date, it is directed that said order shall

enure for fifteen (15) working days from receipt of certified copy of this order to enable them to avail remedy as may be available in accordance with law. In case petitioners file appropriate application/petition accompanied with requisite application(s), question of continuance or otherwise of interim order in petitioners' favour is necessarily in the realm of consideration by the appropriate Forum in accordance with law, without being influenced by any order, which may have been passed in this writ petition. There is no expression of opinion on merits of the matter.

5. It is clarified that interim protection afforded to the petitioners shall not enure beyond fifteen (15) working days in the absence of any order by the appropriate authority.

6. Pending application(s), if any, shall also stand disposed of.

(LISA GILL)
JUDGE

06.03.2024
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(AMARJOT BHATTI)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No