

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

(227)

**2024:PHHC:002987-DB
CWP-457-2021
Date of Decision: 10.01.2024**

Jitender Singh

--Petitioner

Versus

Punjab & Sind Bank and another

--Respondents

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

Present:- Ms. Amandeep Kaur, Advocate for
Ms. Sonia G. Singh, Advocate for petitioners.

Mr. A.B.S. Sidhu, Advocate for respondent no.1.

Mr. Deepak Grewal, DAG, Haryana.

LISA GILL.J (Oral)

Prayer in this petition is for quashing demand notice dated 05.09.2019 issued under Section 13(2) of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act (for short SARFAESI Act), notice dated 06.03.2020 issued under Section 13(4) of the SARFAESI Act and order dated 07.08.2020 (Annexure P-4) passed by District Magistrate, Karnal under Section 14 of the Act vide which Bank intends to take physical possession of mortgaged properties.

2. Learned counsel for petitioner submits that in view of the judgements of Hon'ble Supreme Court in *Union Bank of India v. Satyawati Tondon and others*, 2010(8) SCC 110; *Varimadugu Obi Reddy v. B. Sreenivasulu and others*, 2023(1) R.C.R.(Civil) 34 and *M/s South Indian bank Ltd. and others v. Naveen Mathew Philip and another*, 2023(2) RCR (Civil) 771 she has instructions to withdraw this writ petition with liberty to petitioner to avail the remedies available in accordance with law.

3. Writ petition is accordingly dismissed as withdrawn with the
aforementioned liberty.

(LISA GILL)
JUDGE

10.01.2024
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(AMARJOT BHATTI)
JUDGE

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