

123

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-370-2024

Date of Decision:- 09.01.2024

PRABHJOT

....Petitioner

Vs.

PIRAMAL CAPITAL & HOUSING FINANCE LTD. AND ORS.

...Respondents

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

Present:- Mr. Deepak Arora, Advocate for the petitioner.

Ms. Ridhi Bansal and Ms. Sidhi Bansal, Advocate for
respondent Nos.1 and 2.

Mr. Sandeep Jain, Addl. A.G. Punjab.

LISA GILL, J.

1. This writ petition has been filed for setting aside notice dated 14.04.2023 (Annexure P-1) issued under Section 13 (4) of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (hereinafter referred to as the SARFAESI Act) as well as letter dated 22.12.2023 issued by respondent No.4.

2. After arguing for sometime, learned counsel for petitioner faced with the judgments of *Hon'ble Supreme Court in Union Bank of India v. Satyawati Tandon and others, 2010(8) SCC 110, M/s South Indian Bank Ltd. and others v. Naveen Mathew Philip and another, 2023(2) RCR (Civil) 771 and Phoenix ARC Private Limited vs. Vishwa Bharti Vidya Mandir and others, 2022 (1) RCR (Civil) 888* seeks to withdraw this writ petition with liberty to petitioner to avail remedy/remedies available to her in accordance with law.

3. Dismissed as withdrawn with liberty as prayed for.
4. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

(LISA GILL)
JUDGE

(AMARJOT BHATTI)
JUDGE

09.01.2024
snd

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