

106

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-2333-2024

Date of Decision: 02.02.2024

M/S LIVE PIZZA PLANET CAFE AND ORS.

..... Petitioners

Versus

AU SMALL FINANCE BANK LTD.

..... Respondent

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

Present: Ms. Pridhi Jaswinder Sandhu, Advocate
and Mr. Manpreet Singh Kanda, Advocate
for the petitioners.

Ms. Deepika Mittal, Advocate
for respondent-Bank.

LISA GILL, J.

1. Prayer in this writ petition is for quashing notice dated 18.09.2023 issued under Section 13(4) of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short 'SARFAESI Act').

2. Learned counsel for petitioners after arguing for some time when faced with judgments of Hon'ble the Supreme Court in *Union Bank of India v. Satyawati Tandon and others, 2010(8) SCC 110* and *M/s South Indian Bank Ltd. and others v. Naveen Mathew Philip and another, 2023(2) RCR (Civil) 771*, seeks to withdraw this writ petition with liberty to petitioners to avail remedy/remedies available to them in accordance with law.

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 Dismissed as withdrawn with liberty as aforementioned.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

(LISA GILL)
JUDGE

(AMARJOT BHATTI)
JUDGE

02.02.2024
lalit

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