

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

(237)

**2024:PHHC:047535-DB
CWP-3919-2023(O&M)
Date of Decision: 08.04.2024**

M/s Data Ram & Co. & another

--Petitioners

Versus

State of Haryana & others

--Respondents

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

Present:- Mr. V.K. Sachdeva, Advocate for petitioners.

Mr. Arjun Sheoran, D.A.G., Punjab.

Mr. Rakesh Gupta, Advocate for respondent no.3.

LISA GILL.J (Oral)

Prayer in this petition is for quashing Demand Notice dated 19.10.2021 (Annexure P-1) issued under Section 13(2) of Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act (for short SARFAESI Act) and possession notice dated 05.02.2022 (Annexure P-2) issued under Section 13(4) of SARFAESI Act.

2. Learned counsel for petitioners submits that he has instructions to withdraw this writ petition in view of the judgements of Hon'ble Supreme Court in *Union Bank of India v. Satyawati Tandon and others, 2010(8) SCC 110 & Phoenix ARC Private Limited versus Vishwa Bharti Vidya Mandir and others, 2022(1) RCR (Civil)* and in view of order dated 18.12.2023 passed by this Court in *CWP-21657-2022 (M/s Technico Strips and Tubes Pvt. Ltd. and another vs. Deutsche Bank AG and another)* with liberty to petitioners to avail statutory remedy(ies) available to them in accordance with law.

3. Writ petition is accordingly dismissed as withdrawn with liberty aforesaid.
4. Pending application(s), if any, shall also stand disposed of.

(LISA GILL)
JUDGE

08.04.2024
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(AMARJOT BHATTI)
JUDGE

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