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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-6976-2024

Date of Decision:- 22.03.2024

M/S GUPTA RICE MILL AND ANOTHER

....Petitioners

Vs.

AUTHORIZED OFFICER STATE BANK OF INDIA AND OTHERS

...Respondent

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

Present:- Ms. Jyoti Sareen, Advocate for the petitioners.
Mr. Rakshit Gupta, Advocate for respondent.

LISA GILL, J.

1. Prayer in this writ petition is for quashing e-auction of sole residential house of petitioner No.2 and letter dated 07.03.2024 issued by respondent No.3 besides an opportunity to redeem the property in question.
2. Admittedly, SA No.164 of 2024 filed by petitioners challenging the auction notice is pending before learned Debts Recovery Tribunal-II, Chandigarh ('DRT').
3. Learned counsel for petitioner when faced with judgment of Hon'ble the Supreme Court in *Union Bank of India vs. Satyawati Tandon and others, 2010 (8) SCC 110* and *M/s South Indian Bank Ltd. and others vs. Naveen Mathew Philip and others, 2023 (2) R.C.R. (Civil) 771* submits that petitioners be permitted to withdraw this writ petition with liberty to raise all available pleas before learned DRT.

4. Writ petition is, accordingly, dismissed as withdrawn with liberty as
aforementioned.
5. It is clarified that there is no expression of opinion on the merits of
the matter.
6. Pending miscellaneous application(s), if any, stand disposed of
accordingly.

(LISA GILL)
JUDGE

(AMARJOT BHATTI)
JUDGE

22.03.2024
sunil devi

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