



CWP-4264-2023

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

CWP-4264-2023

Date of decision : 09.12.2025

Prashant Saraogi

.....Petitioner

Versus

District Magistrate, Gurugram and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE  
HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Harkirat S. Jagdev, Advocate,  
for the petitioner.

Mr. Neeraj Gupta, Addl. Advocate General, Haryana.

Mr. Sanjiv Gupta, Advocate, and  
Mr. Krishnam Gupta, Advocate,  
for respondents No.3 and 4.

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**SHEEL NAGU, CHIEF JUSTICE ( Oral )**

1. Challenge in this petition filed by the borrower is to order dated 19.12.2022 (Annexure P-17) passed u/s 14 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002, and notice dated 24.01.2023 (Annexure P-25) issued by Tehsildar-cum-Executive Magistrate, Wazirabad, Gurugram (respondent No.2) informing the petitioner – borrower about the date fixed for carrying on possession proceedings in respect of secured asset.

2. Learned counsel for the petitioner – borrower, after arguing for a while, prays for withdrawal of this petition with liberty to pursue SA No. 114



of 2021 (Annexure P-7) before jurisdictional DRT, wherein similar challenge has already been made.

3. Petition stands dismissed as withdrawn with aforesaid liberty.

3.1 Interim relief granted by this Court on 01.03.2023 shall continue only for a period of thirty (30) days from today, whereafter the DRT shall take its own decision as regards grant or non-grant of interim relief to the petitioner.

3.2 We expect that the DRT would decide SA No. 114 of 2021, which is pending since more than four years, as expeditiously as possible.

( SHEEL NAGU )  
CHIEF JUSTICE

( SANJIV BERRY )  
JUDGE

December 09, 2025  
narotam

|                           |        |
|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |