

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

201

CWP-21638-2022

Date of Decision:- 15.10.2025

MAHINDER PRATAP KATHURIA

...Petitioner(s)

Versus

CAN FIN HOUSING FINANCE LTD AND ANR

...Respondent(s)

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

Present: None for the petitioner.

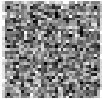
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SHEEL NAGU, C.J. (Oral)

1. After issuance of notice of motion on 20.09.2022, no one appeared in this case on 17.08.2023 and on 25.04.2024, which compelled this Court to pass a peremptory order that if no one appears on the next date of hearing, the matter will be decided on the basis of the pleadings. Today again, no one has put in appearance on behalf of the petitioner.

2. The petitioner in this case, who appears to be a borrower, is assailing the order of DRT-2, Chandigarh dated 13.09.2022 (Annexure P-6), by which an application for amending SA/181/2021 was rejected and the matter was listed for arguments on the main SA.

3. The petitioner has an alternative statutory remedy of approaching the DRAT under Section 18 of the SARFAESI Act. There is no explanation of not availing the said remedy.



4. In view of above, this Court declines interference on merits and relegates the petitioner to avail the said remedy.
5. Disposed of.

(SHEEL NAGU)
CHIEF JUSTICE

(SANJIV BERRY)
JUDGE

15.10.2025
S.Sharma

i)	Whether speaking/reasoned?	Yes/No
ii)	Whether reportable?	Yes/No