



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

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CWP-32505-2024 (O&M)
Date of Decision:- 15.07.2025

TXLENE FORGE PVT. LTD.

....Petitioner(s)

Versus

HDFC BANK LIMITED

...Respondent(s)

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

Present: None.

* * * *

SHEEL NAGU, C.J. (Oral)

1. This petition essentially assails notice passed under Section 13(4) of the SARFAESI Act, wherein certain coercive steps have been indicated to be taken by the Bank

2. Against all measures that are taken for dispossession under Section 13(4) of the SARFAESI Act, the borrower/guarantor, as the case may be, has remedy under Section 17 of the SAFAESI Act to approach the DRT.

3. From the averments of the petition, it does not appear that the petitioner has availed the statutory remedy of approaching DRT and thereafter, DRAT.

4. This Court declines interference on merits in view of the decision of the Apex Court in *Phoenix Arc Private Limited Vs. Vishwa Bharati Vidya Mandir and others*, (2022) 5 SCC 345; *G. Vikram Kumar*



Vs. State Bank of Hyderabad and others, (2023) 14 SCC 159, and relegates the petitioner to avail the statutory remedy of approaching the Debt Recovery Tribunal under Section 17 of the SARFAESI Acts in accordance with law.

5. With aforesaid liberty, the present petition stands disposed of.

(SHEEL NAGU)
CHIEF JUSTICE

(SANJIV BERRY)
JUDGE

15.07.2025
S.Sharma

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