



CWP-13296-2026

-1-

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

(129)

CWP-13296-2026

Date of decision:- 07.05.2026

Jasvinder Kumar and others**... Petitioners****Versus****Ummeed Housing Finance Pvt. Ltd. and others****... Respondents****CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL****HON'BLE MR. JUSTICE VIKAS SURI**

Present:- Mr. Himanshu Munjal, Advocate
for the petitioner.

SUVIR SEHGAL, J. (ORAL)

1. This writ petition has been filed laying challenge to impugned demand notice dated 10.10.2025, Annexure P-1, issued by respondents under the provisions of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest (for short "SARFAESI Act").
2. Primary ground of challenge is that the Housing Finance Company-respondent No.1 does not fall within the ambit of 'financial institution' under the provisions of the SARFAESI Act.
3. On an advance notice, Mr. Vipul Dharmani, Advocate has put in appearance on behalf of private respondents No.1 to 3 and has filed Memorandum of Appearance, which is taken on record. He has made a reference to notification dated 17.06.2021 as well as a judgment of Division Bench of Madhya Pradesh High Court in **Virendra Rathore and others Versus**



CWP-13296-2026

-2-

Tehsildar, District Mandsaur and others, 2024 SCC Online MP 3427, to contend that private respondents are registered under the National Housing Bank Act, 1987 and fall within the definition of ‘financial institution’ under the SARFAESI Act. He submits that writ petition filed by petitioner is not maintainable and the remedy available to him is to approach the Debt Recovery Tribunal established under the SARFAESI Act.

4. This Court finds force in the contention raised by counsel for the private respondents.
5. Writ petition is dismissed as not maintainable. Liberty is given to petitioner to take recourse to the remedy available under the statute.

(SUVIR SEHGAL)
JUDGE

(VIKAS SURI)
JUDGE

07.05.2026
Kamal

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No