

114.

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

Civil Revision No.1606 of 2016 (O&M)

Date of decision:02.03.2016

Anil Yadav

... Petitioner

versus

M/s Mahindra @ Mahindra Financial Services Limited and another.

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Jai Singh Yadav, Advocate,
for the petitioner.

K.Kannan, J. (Oral)

1. The order already passed would require to be modified only to the extent that the petitioner is directed to appear before the court on 05.03.2016 and show cause as to why he should not be committed to the civil prison. The court will allow for evidence of means of the judgment debtor by inviting the decree holder to give evidence and the petitioner himself may also offer evidence about why he cannot be arrested. The proceedings shall be summary. Having regard to the nature of order that I have passed, I dispense with notice to the respondents and direct the enquiry to be undertaken in the above said manner. Till such time as enquiry is made and the order is passed by the Judge by either causing his arrest or releasing him, there shall be no arrest made.

2. Civil revision is allowed on the above terms.

3. Copy of the order be issued dasti under the signature of the Court Secretary.

**(K.KANNAN)
JUDGE**

02.03.2016

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