

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

CWP No.9637 of 2016

Date of decision: 17.05.2016

Yash Dewan

....Petitioner

Versus

Union Territory, Chandigarh and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH
DHALIWAL**

Present: Mr. Aditya Jain, Advocate, for the petitioner.

Paramjeet Singh Dhaliwal, J. (Oral)

Instant writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus, directing respondents No. 2 and 3 not to implement and/or give effect to the impugned notice dated 13.08.2014 (Annexure P-3).

I have heard learned counsel for the petitioner and perused the paper-book.

The petitioner is aggrieved against the notice dated 13.08.2014 (Annexure P-3), issued under Sections 4 & 5 of the Maharashtra Protection of Interest of Depositors in Financial Establishments Act, 1999 for securing the property for attachment. A perusal of the notice dated 13.08.2014 (Annexure P-3) reveals that a request has been made to the Deputy Commissioner, Estate Office, Sector 17, Chandigarh to verify whether the property mentioned in the notice belongs to M/s White Water Foods Pvt. Ltd or its director/relatives of the Directors and further prayer is to

make necessary entries in the record to secure property from further attachment by the competent authority. The notice (Annexure P-3) cannot be treated as an attachment order. The property in question has been secured with a view to attach it if so warranted after investigation. It is thus apparent that the impugned notice cannot operate as an attachment order.

In view of this, the present petition is premature, hence, dismissed as such.

17.05.2016
PA

(Paramjeet Singh Dhaliwal)
Judge