

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

**CRM-M-6877-2017 (O&M)**

***Date of Decision: 07.09.2017***

**BALDEV SINGH**

**... Petitioner**

**VS.**

**STATE OF PUNJAB AND OTHERS**

**...Respondents**

**CORAM: HON'BLE MR. JUSTICE KULDIP SINGH.**

Present: Mr. Karan Bhardwaj, Advocate, for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

Mr. G.S. Sandhu, Advocate, for respondent No. 5.

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1. *Whether the Reporters of local newspaper may be allowed to see the judgment?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest?*

**KULDIP SINGH, J (ORAL)**

It comes out that the petitioner has not deposited a sum of ₹ 1,00,000/- with respondent No. 5 in terms of order dated 28.07.2017.

Heard.

Prayer of the petitioner in this petition is that in view of the judgement of the apex Court in "ICICI Bank Ltd. Vs. Parkash Kaur and others; JT 2007 (4) SC 39, respondent No 5 should not take the forcible possession of the truck bearing registration number PB-19-D-3947 through the recovery agents and henchmen.

Learned counsel for the respondent No. 5 has stated that the petitioner has taken a loan against the aforesaid truck and that they will adopt the due course of law if the re-possession of the said vehicle is to be taken.

In view of the matter, petition stands disposed with direction to the respondent No. 5 to adopt due course of law if they want to re-possess the said vehicle.

**September 7, 2017**

Suresh Kumar

**(KULDIP SINGH)**

**JUDGE**

***Whether speaking / reasoned :***

✓  
**Yes / No**

***Whether Reportable :***

✓  
**Yes / No**