

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

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CWP-22362-2015

DATE OF DECISION:31.01.2017

M/S CHAMBA MANALI TRANSPORT CO.

... Petitioner

V.

THE STATE OF PUNJAB AND ORS.

... Respondents

**CORAM: HON'BLE MR. JUSTICE S.J. VAZIFDAR, CHIEF JUSTICE
HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL**

Present: Mr. S.K. Yadav, Advocate
for the petitioner.

Mr. Jagmohan Bansal, Additional Advocate General, Punjab.

S.J. VAZIFDAR, C.J. (ORAL)

The petitioner has sought directions to release the vehicle inter alia on the ground that the detention was beyond the period of 72 hours and therefore without the authority of law.

The vehicle has now been released. The petitioner now seeks compensation for the illegal detention of the vehicle. There are rival contentions in this regard. The respondents, on the other hand, contend that the detention was beyond the prescribed period due to the default on the part of the petitioner in cooperating with the authorities in respect of the consignment itself.

This petition is disposed of with liberty to the petitioner to adopt appropriate proceedings by way of a writ petition or otherwise for the purpose of seeking compensation.

**(S.J. VAZIFDAR)
CHIEF JUSTICE**

**(ANUPINDER SINGH GREWAL)
JUDGE**

31.01.2017*SwarnjitS*

Whether speaking/reasoned
Whether reportable

Yes / No
Yes / No