

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

108

CRM-M-17898-2018

Date of Decision: April 30, 2018

Rajpal Singh

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

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

Sudhir Mittal, J. (Oral)

This petition has been filed under section 482 Cr.P.C. for issuance of directions to respondents No. 2 and 3 to take legal action against the private respondents No.4 and 5, who are allegedly violating judgments of Hon'ble the Supreme Court of India by forcibly repossessing the financed vehicle of the petitioner.

According to the learned counsel appearing for the petitioner, the petitioner has purchased a tractor trailer, marka TATA LPS 4018 TC in the year 2013 and got the same financed by respondents No.4 and 5. Installments have been paid regularly but sometime due to lack of work, the installment is delayed and thereafter, private respondents repossess the vehicle forcibly and release the same only after the installment is paid. Forcible repossessing of the vehicle is illegal and is not sanctioned by the law of the land. Representation dated 01.04.2018 (Annexure P-5) has been submitted to respondent No.2, but no action has been taken thereupon.

Notice of motion.

Mr. Amandeep Singh Gill, Sr. DAG, Punjab, accepts notice on behalf of respondents No.1 to 3. Let four copies of complete paperbook be supplied to him during the course of the day. In view of the nature of the order being passed, there is no necessity to issue notice to respondents No.4 and 5.

The petition is disposed of with directions to respondent No.2 objectively consider the representation dated 01.04.2018 (Annexure P-5) and to take suitable action in accordance with law, in case it is felt necessary.

April 30, 2018

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned :	Yes
Whether Reportable :	No