

CWP-16508-2020

Date of decision : February 17, 2021

AVNINDER SINGH KANG

.....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

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

Ms. Akshita Chauhan, AAG, Punjab for respondents No. 1 & 4 and 5.

None for respondents No. 2 and 3.

Mr. A.S. Virk, Advocate for respondents No. 6 and 7.

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Grievance of the petitioner in this petition is that he had taken loan/sought finance for his vehicle i.e. a truck from respondent – Bank. Instalments as they became due towards the respondents, it is submitted, were being deposited. The amount in question was also being deposited during the period of lockdown. However, respondents No. 6 and 7 are alleged to be making efforts to take possession of the financed vehicle in a forcible and illegal manner.

Learned counsel for respondents No. 6 and 7 submits that the instalments due are by and large being deposited by the petitioner, though not on the dates as may be due. It is further submitted that there is no attempt on the part of respondents No. 6 and 7 to take forcible possession of the vehicle in any manner and neither would the said respondents take any steps in violation of the guidelines of the Hon'ble Supreme Court in **ICICI Bank vs. Shanti Devi Sharma and**

others 2008 (7) SCC 532.

In view of the specific statement made by learned counsel for respondents No. 6 and 7, no further orders are called for in this writ petition.

Accordingly, present petition is disposed of.

February 17, 2021
rts

(Lisa Gill)
Judge

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No