

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

**CRM-M-11369-2021
DECIDED ON: 16th NOVEMBER, 2022**

RAKESH KUMAR

.....PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

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

Mr. Rajiv Verma, DAG, Punjab.

Mr. HPS Kochhar, Advocate
for respondents No.4 and 5.

SANDEEP MOUDGIL, J (ORAL)

Prayer in the present petition is for directing the respondents No.1 to 3 to take appropriate legal action against respondents No.4 and 5 who are trying and making an attempt to forcibly take away the vehicle of the petitioner bearing registration No. PB-13-AW-6702.

Learned counsel for the petitioner submits that in compliance of order dated 10.03.2021, the petitioner has deposited 50% of the due amount in the account of the respondents No.4 and 5.

Notice of motion.

On the asking of Court, Mr. Rajiv Verma, DAG, Punjab accepts notice on behalf of respondent-State whereas, Mr. HPS Kochhar, Advocate has put in appearance on behalf of respondents No.4 and 5.

Learned State counsel as well as counsel for respondents No.4 and 5 also do not dispute the same. Learned counsel for respondents No.4 and 5 submits that on the basis of the settlement as offered by the petitioner for which an amount of ₹95,000/- (50% of the due amount) has already been deposited, they will not take the physical possession of the vehicle. Counsel for respondents No.4 and 5, submits that the said undertaking is not an absolute one, further they are ready to make a statement that vehicle in question will not be re-possessioned by them except in due course of law.

Learned counsel for the petitioner has no objection to the said statement and is ready and willing to adhere the said undertaking and therefore, does want to pursue any further.

In view of above, the present petition is disposed of as having been rendered infructuous. However, a liberty is granted to the petitioner to adopt legal recourse in future, as and when so advised.

(SANDEEP MOUDGIL)
JUDGE

16th NOVEMBER, 2022

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<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>