

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

**FAO-CARB-18-2022 (O&M)  
DECIDED ON: 11.07.2022**

**DALJIT SINGH MALHI**

**.....APPELLANT**

**VERSUS**

**KOTAK MAHINDRA BANK**

**.....RESPONDENT**

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH  
HON'BLE MR. JUSTICE SANDEEP MOUDGIL**

Present: Mr. A.K. Khunger, Advocate with  
Mr. Baldev Goyal, Advocate  
for the appellant.

Mr. Aman Bansal, Advocate  
for the respondent-Bank.

**AUGUSTINE GEORGE MASIH, J. (ORAL)**

In compliance to the order passed by this Court on 01.06.2022, affidavit dated 11.07.2022 of the Authorized Representative Kotak Mahindra Bank Limited has been filed in Court along with the Annexures, which is taken on record. It has been stated that the possession of the vehicle has been handed over to the receiver and, therefore, the orders have been duly complied with.

Counsel for the appellant submits that the vehicle has been in illegal custody of the respondent. There has been damage to the two tyres of the vehicle as asserted. Assertion has also been made that the appellant would be entitled to the damages. This assertion of the counsel for the appellant is contradicted by the counsel for the respondent. However, we would not like to comment upon the said aspect and keeping in view the facts and circumstances of the present case, we dispose of the present

appeal having been rendered infructuous. However, liberty is granted to the appellant to avail of his remedy in case he has any grievance in this regard as recorded above.

Disposed of as having been rendered infructuous.

(AUGUSTINE GEORGE MASIH)  
JUDGE

(SANDEEP MOUDGIL)  
JUDGE

11.07.2022  
*poonam negi*

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