

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

240

**CWP-16142-2021
Date of Decision: 20.09.2022**

PRADEEP CHHOKER

... Petitioner

Versus

STATE OF HARYANA AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Petitioner in person.

Mr. Pankaj Mulwani, DAG, Haryana.

VINOD S. BHARDWAJ, J. (ORAL)

The present writ petition had been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of Mandamus directing the respondents to register the two-wheeler (Motorcycle) of the petitioner.

The petitioner contends that he had purchased a motorcycle on 25.10.2019 from respondent No.5- Satvik Motors. He had deposited the requisite documents for registration of the aforesaid vehicle in the office of respondent No.4 - S.D.M./Registering Authority Samalkha, Mini Secretariat, Samalkha alongwith registration fee on 07.12.2019. The petitioner was assured that the Registration Certificate can be collected after expiry of period of 45 days. He contends that thereafter, pandemic of COVID-19 broke out and lockdown ensued. Post lockdown, when the petitioner approached the office of respondent No.4 and asked for his Registration Certificate, no satisfactory response was given. Resultantly, the petitioner was constrained to serve a legal notice dated 20.08.2020 (Annexure P-3) upon the respondent No.4-Registering Authority of the vehicle.

Today on resumed hearing, the petitioner has pointed out that the vehicle in question has already been allotted a registration number i.e. HR-60L-6938 on 21.02.2022, however, the Registration Certificate is not being issued. He contends that he would be satisfied in case the respondent No.4 – Registering Authority is directed to treat the instant petition as representation and pass a reasoned and speaking order thereupon in a time bound manner.

The aforesaid prayer of the petitioner is not objected to by the learned counsel for the State-respondents No.1 to 4.

In view of the above and with the consent of the parties, the present petition is disposed of without commenting anything on the merits of the case directing the respondent No.4 to treat the present writ petition as representation and to pass a reasoned and speaking order thereupon within a period of three months from the date of receipt of certified copy of this order after affording an effective opportunity of hearing to the respective parties.

Present petition stands disposed of accordingly.

Needless to mention that in the event, the claim of the petitioner is found tenable, necessary steps shall be taken expeditiously within a further period of two months thereafter.

20.09.2022
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(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No