

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

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**CWP-22458-2021 (O&M).
Date of Decision: 29.11.2022.**

Gurtej Singh

... Petitioner

Versus

Union of India and others

... Respondents

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

Present: Mr. Ashok Kumar Khunger, Advocate,
for the petitioner.

Mr. Ashish Rawal, Advocate, for respondent No.1/UOI.

Mr. Inderpreet Singh Kang, AAG, Punjab.

Mr. Aman Bansal, Advocate,
for respondents No.3 and 4.

Mr. J.S. Jaidka, Advocate, for respondents No.7 and 8.

None for respondent No.9.

VINOD S. BHARDWAJ, J. (ORAL)

CM-18699-CWP-2022

The instant application has been filed under Section 151 of the Civil Procedure Code, 1908 for placing on record short reply by way of affidavit of Yadwinder Singh son of Santokh Singh, DSP – Traffic, Faridkot – respondent No.9.

The application is allowed subject to all just exceptions.

Short reply by way of affidavit of Yadwinder Singh son of Santokh Singh, DSP – Traffic, Faridkot – respondent No.9 is taken on record.

Registry is directed to tag the same at appropriate place.

Main case

The instant Civil Writ Petition has been under Articles 226/227 of the Constitution of India, 1950, praying for issuance of directions to respondent No.4 to immediately return back the commercial vehicle Make Tata LPS-4018 bearing Registration No.PB-04-AB-5383 to the petitioner and also to set aside the sale notice dated 23.09.2021 (Annexure P-3).

Counsel for respondents No.3 and 4 contends that the vehicle in question has already been restored and that the sale notice has also been withdrawn.

Learned counsel for respondents No.3 and 4 further makes a statement that respondent No.3 shall take possession of the vehicle only in accordance with law.

Learned counsel for the petitioner, however, contends that the possession of the vehicle was taken by undue force and in an illegal manner by the police officials. He contends that a further payer has been made for taking action against the official respondents.

The principle grievance regarding the alleged forcible possession of the vehicle stands already redressed. There is no occasion for this Court to travel any further in the present petition.

Resultantly, there is no subsisting grievance and the present petition is disposed of accordingly.

Liberty is however, granted to the petitioner to take recourse to the alternative remedies for redressal of his grievance and to launch prosecution if so advised by his client.

Pending misc. applications, if any, shall also stand disposed of accordingly.

November 29, 2022.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned

: Yes/No

Whether reportable

: Yes/No