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

**CWP-21479-2022 (O&M).
Decided on: October 27, 2022.**

Talewer

.. Petitioner

VERSUS

State of Haryana and others

.. Respondents

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

PRESENT None for the petitioner.

Mr. Pankaj Mulwani, DAG, Haryana.

VINOD S. BHARDWAJ, J. (ORAL)

The present writ petition has been filed under Articles 226/227 of the Constitution of India, seeking issuance of directions for release of the vehicle (Auto CNG) bearing registration No.HR-55-AH/0273.

Briefly summarized, the allegation of the petitioner was that his aforesaid registered vehicle had been impounded by the respondents and a fine of Rs.5,300/- was imposed. The aforesaid challan amount was deposited vide receipt No.3749 dated 14.05.2022. However, as the vehicle in question had been parked inside the Bus Stand, a charge of Rs.90,000/-

was being demanded from the petitioner for allowing him to take away the vehicle. The petitioner thus approached this Court.

Status report by way of affidavit of Usha, HPS, Additional Superintendent of Police, Nuh, on behalf of respondents No.1, 2, 4 and 6, has been filed today in the Court.

It has been stated in the aforesaid status report that the vehicle in question stands released and the parking fee of Bus Stand, has been waived off. The relevant extract of the aforesaid reply is reproduced hereinafter below:-

“4. Thereafter, the petitioner has paid the amount Rs. 5300/- of aforesaid challan of his vehicle and obtained the receipt of it vide Book No, 3749 receipt No. 82 dated 14.05.2022 from the Ld. Court of Sh. Amit Verma, JMIC, Nuh and visited at D.I./ Challaning Branch, from where another slip vide dated 17.05.2022 was given to him for releasing his vehicle after that the petitioner went to Bus Stand, Nuh for releasing his aforesaid vehicle from there, but officials of Haryana Roadways declined to released his vehicle without paying parking fee amounting to a total Rs.90,000/- for standing the aforesaid vehicle of the petitioner in the bus stand yard.

5. After that the petitioner has moved and application to respondent no. 4 for releasing the vehicle of the petitioner. Upon which, the vehicle of the petitioner has been released by contacting the General Manager, Haryana Roadways, Nuh and same has been handed over to the original owner of the aforesaid vehicle without any other cost on 08.10.2022.

6. That it is pertinent to mention here that after release/hand over the aforesaid vehicle of the petitioner. He was joined in the enquiry proceedings and his statement was recorded in which he has stated that on 31.05.2021, Challan of his vehicle (Auto CNG) HR 55 AH 0273 was impounded by Traffic Police, Mandikhera and was parked in the bus stand yard at Nuh. He is a poor person and at that time he had no money for paying the amount of challan, due to this his vehicle was stationed in bus stand yard around one and after arranging the amount of fine, I had paid fine amount Rs. 5300/- in the Ld Court of Nuh around one year ago. After paying fine amount, when he went to bus stand, Nuh yard for releasing his vehicle. The officials of the Haryana Roadways, Nuh said that to paying parking amount. Upon which he gave a written complaint to the respondent no. 4 for releasing his vehicle on 16.08.2022 and after that he has preferred the present petition in the Hon'ble High Court for releasing his vehicle free of cost. On application dated 16.08.2022, action has taken by Traffic Police, Mandikhera and vehicle (Auto CNG) HR 55 AH 0273 has been released free or cost and same has been received to him on 08.10.2022. The present petition, which was preferred by him, is fixed for hearing on 10.10.2022, now he is satisfy and further stated that he has withdrawal the present petition through his counsel. A copy of the said statement is annexed as Annexure R-1.”

In view of the aforesaid stand, the grievance of the petitioner espoused in the present writ petition stands redressed and there is

no subsisting cause of action. The present petition is, accordingly, disposed of as having been rendered infructuous.

October 27, 2022.	(VINOD S. BHARDWAJ)
raj arora	JUDGE
Whether speaking / reasoned	Yes / No
Whether reportable	Yes / No