

(104-2nd case)

Neutral Citation No. 2023:PHHC:163213

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CWP-4897-2019

Date of Decision: December 18, 2023

Balwinder Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE RAJESH BHARDWAJ

Present: Mr.Manjit Singh Sarao, Advocate
for the petitioner.
Ms.Akshita Chauhan, Deputy Advocate General, Punjab.
Mr.TarunVir Singh Lehal, Advocate
for respondent No.3.
.....

RAJESH BHARDWAJ, J.(ORAL)

Petitioner has approached this Court praying for quashing of impugned recovery certificate dated 25.07.2018, Annexure P-2, resulting in issue of warrant of arrest of the petitioner and for issuance of directions to the respondents to first proceed against the petitioner in accordance with law laid down by Punjab Legislature in Section 12 and Sections 15/16 of the Punjab Cooperative Agricultural Development Banks Act, 1957 for sale of agricultural produce and sale of land mortgaged with the Bank with further prayer that during pendency of this petition, arrest of the petitioner in pursuance of recovery certificate, Annexue P-2, be stayed.

Learned counsel for the petitioner submits that the petitioner in this case has since died and hence he prays for disposing of the petition with liberty to the LRs of the petitioner to avail their remedy as per law.

Allowed as prayed for.
Petition is disposed of with liberty aforesaid.

December 18, 2023

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(RAJESH BHARDWAJ)

JUDGE

1.

Whether speaking/reasoned ?

Yes/No
2.

Whether reportable ?

Yes/No