

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

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CWP-22774-2023

Date of Decision: 09.10.2023

ANIL KUMAR GOYAL

..... Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.... Respondents

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

Present: Mr. Arjun Veer Sharma, Advocate
for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

The instant petition has been instituted under Articles 226/227 of the Constitution of India, 1950 seeking issuance of a writ in the nature of Mandamus directing the respondents No.1 and 2 to freeze/block the Registration Certificate (R.C.) of the stolen vehicle of the petitioner.

Learned counsel appearing on behalf of the petitioner contends that petitioner is a Senior Citizen and his Activa bearing Registration No. PB-10-GH-1781 was stolen on 16.07.2022 from the area of Haibowal Kalan, Ludhiana and the matter was reported to the nearest Police Station where the FIR No. 164 dated 19.07.2022 under Section 379 of the IPC has been registered. The above said vehicle was registered with IFFCO-TOKIO General Insurance Company Ltd. vide policy No. ML335090 and thus Claim No. 37Q39043 was generated with respondent No.3 after the theft of the vehicle. Vide approval letter dated 08.06.2023, the respondent No.3 has approved the claim of Rs. 31220/- to the petitioner and further asked the petitioner to submit a list of documents including RC duly freezed/blocked by RTA for processing the claim amount. The petitioner moved a representation dated 19.06.2023 (Annexure P-3) to the respondent No. 2- Regional Transport Authority, Ludhiana for freezing the Registration

Certificate of the said vehicle but no response has been received by the petitioner from respondent No. 2-Regional Transport Authority, Ludhiana regarding the said representation.

Notice of motion.

Mr. Sanjay Sabharwal, Addl. AG, Punjab appears and accepts notice on behalf of respondents.

Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No.2-the Regional Transport Authority, Ludhiana is directed to consider and decide the representation dated 19.06.2023 (Annexure P-3) in a time bound manner.

Learned counsel for the respondents does not oppose the prayer made by learned counsel for the petitioner.

Accordingly, in view of the above, with the consent of the parties and without commenting anything on the merits of the case, the present petition is disposed of while directing respondent No. 2-Regional Transport Authority, Ludhiana to consider and decide the representation dated 19.06.2023 (Annexure P-3) by passing a reasoned and speaking order after affording an opportunity of hearing to the respective parties within a period of three months from the date of receipt of certified copy of this order.

Petition stands disposed of accordingly.

OCTOBER 09, 2023
Vishal sharma

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No