

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CWP-30285-2022 (O&M)
Date of decision:04.01.2023**

Cholamandalam Investment & Finance Co. Ltd. ... Petitioner

Vs.

District Magistrate-cum-Deputy Commissioner, Yamuna Nagar & others

... Respondents

**CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.
HON'BLE MR. JUSTICE SANJIV BERRY.**

Present: Ms. Puja Chopra, Advocate for the petitioner.

Mr. S.S. Pannu, DAG, Haryana.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

The Cholamandalam Investment & Finance Company Ltd. has filed the instant writ petition seeking a mandamus directing respondents No.2 and 3 to take possession of the mortgaged properties/secured assets towards compliance of the order dated 29.08.2022 (Annexure P-4) that already stands issued by the District Magistrate-cum-Deputy Commissioner, Yamuna Nagar (Haryana).

Since an advance copy of the writ petition already stood served upon the respondents, Mr. S.S. Pannu, learned DAG, Haryana has entered appearance.

Learned State counsel would submit that it would always be open for the petitioner/company to approach the District Magistrate concerned by way of filing an application to ensure compliance of the order dated 29.08.2022 (Annexure P-4).

In the light of such stand having been taken, counsel for the petitioner seeks withdrawal of the writ petition with liberty to approach the 1st respondent i.e. District Magistrate-cum-Deputy Commissioner, Yamuna Nagar in terms of filing an application for purposes of compliance of the order dated 29.08.2022 (Annexure P-4) so as to facilitate the taking over possession of the mortgaged properties/secured assets.

As per submission and prayer made by counsel, writ petition is disposed of as withdrawn.

Needless to observe that in the eventuality of the petitioner/company approaching respondent No.1 for purposes of compliance of order dated 29.08.2022 (Annexure P-4), such application would be dealt with expeditiously and in accordance with law.

(TEJINDER SINGH DHINDSA)
JUDGE

(SANJIV BERRY)
JUDGE

04.01.2023

harjeet

(i) Whether speaking/reasoned? Yes/No

(ii) Whether reportable? Yes/No