

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRWP-1086-2024
Date of decision: 07.03.2024

KULDEEP SINGHPetitioners

Versus

STATE OF PUNJAB AND OTHERS ...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. J.S. Bhinder, Advocate for the petitioner.

SANJIV BERRY, J. (ORAL)

The present petition under Article 226 of Constitution of India moved by the petitioner seeking directions to the official respondents to take appropriate legal action against the private respondents No.5 to 8 and to restrain them from taking the property of the petitioner viz. Truck bearing No.PB-13-BE-8131 in a forcible and illegal manner with the help of their henchmen.

- 2. Notice of motion.
- 3. On the asking of the Court, Mr. Harpreet Singh, Addl. A.G., Punjab, who is present in Court, accepts notice on behalf of the State-respondents No. 1 to 3.
- 4. Mr. Sandeep Chopra, Advocate, has put in appearance on behalf of the respondent No. 5 to 8 and filed power of attorney, which is taken on record. He categorically stated that respondents No.5 to 8 will not do any illegal act for the recovery of the aforesaid vehicle and will proceed only in accordance with law as the vehicle has been financed by their

Bank. He has also submitted that the Bank will not disobey the guidelines given by Hon’ble Apex Court in the judgment dated 26.02.2007 (Annexure P-3) titled Manager, ICICI Bank Limited Versus Prakash Kaur and others.

5. Faced with this situation, learned counsel for the petitioner has sought withdrawal of the present petition at this stage with liberty to file the same again in case of any apprehension in future.

6. Dismissed as withdrawn.

7. Pending application(s), if any, also stand disposed of.

(SANJIV BERRY)
JUDGE

07.03.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |