



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-48126-2018

Date of decision : 16.05.2024

HARINDERPAL SINGH

... Petitioner(s)

Versus

STATE OF PUNJAB AND ORS

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Karan Bhardwaj, Advocate
for the petitioner(s).

Ms. Guramrit Kaur, DAG, Punjab.

JASJIT SINGH BEDI, J. (ORAL)

The prayer in the present petition under Section 482 Cr.P.C. is for issuance of directions to respondent Nos.1 to 4 to take appropriate legal action against respondent No.5 who is trying to make an attempt to forcibly take away the truck/vehicle of the petitioner bearing Registration No.PB-02 CR 6655 with the help of recovery agents.

On 31.10.2018, the following order was passed:-

“Notice of motion for 25.01.2019.

Learned counsel for the petitioner on instructions submitted that petitioner is ready to pay 2 installments of Rs.63,500/-. The two installments would be paid within a period of 8 weeks from today to 5th respondent.

In the meanwhile 5th respondent is hereby restrained not to take coercive step in respect of seizure of vehicle for which petitioner has borrowed loan from him.”

Thereafter, on 12.04.2019, the following order was passed:-



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“Learned counsel representing the petitioner contended that the petitioner has already cleared the entire outstanding amount by way of installments and this fact has also been affirmed by the State in the reply.

Learned State counsel seeks and granted time to have appropriate instructions whether the petitioner has cleared the amount due till November, 2018 as well.

Adjourned to 03.07.2019.

Interim order to continue.

Meanwhile, the petitioner may place on file copy of complete account statement, if any.”

Thereafter, on 03.07.2019, the following order was passed:-

“Learned counsel for the petitioner contended that the entire outstanding amount by way of installment has already been cleared but respondents No.5 and 6 are not issuing any account statement.

Learned counsel for respondents No.5 and 6 seeks time to place on file account statement. Last opportunity is being given to respondents No.5 and 6 to file the same.

Adjourned to 29.08.2019.”

On 26.05.2023, the following order was passed:-

“Learned counsel for the petitioner has submitted that the inter se dispute between the parties is regarding payment of money and the petitioner is ready to settle the dispute amicably with the bank. He submits that if the matter is referred to the Mediation Centre, there is every possibility of amicably settlement.

In view of the above, both the parties are directed to appear before the Mediation and Conciliation Centre of this Court on 11.07.2023 for resolving the dispute amicably.



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List on 23.08.2023.”

Pursuant to the aforementioned orders, the matter was referred to Mediation and Conciliation of this Court but no proceedings took place and the matter could not be settled.

In view of the above, the present petition is disposed of with the liberty to the petitioner to avail alternative remedies in accordance with law.

(JASJIT SINGH BEDI)
JUDGE

16.05.2024
JITESH

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No