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

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**CWP-25272-2019 (O&M).
Date of Decision: 20.05.2024.**

ASHWANI KUMAR CHAUDHARY

.. Petitioner

Versus

STATE OF HARYANA AND ANOTHER

... Respondents

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

Present: Mr. Vivek Suri, Advocate,
for the petitioner.

Mr. Pankaj Mulwani, DAG, Haryana.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer in the present writ petition is for directing the respondents to transfer the Registration No.HR-48-0001 in favour of the petitioner on his new Car bearing Registration No.HR-51V-0012 and for issuance of any other writ, order or direction as deemed appropriate in the facts and circumstances of the present case.

2 Learned counsel for the petitioner refers to the order bearing Memo No.55827 dated 15.12.2021 which prescribes that the above said number could be released in favour of the petitioner on payment of Rs.5

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Lakhs. The operative part of the above said order dated 15.12.2021 is reproduced hereinafter below:-

"In view of the willingness of the petitioner to pay the prescribed fee for the re-assignment/retention of preferential mark HR48-0001, the case was processed as per rules and it was found that registration mark HR480001 had also been issued to the vehicle owned by M/s Rama Land and Finance, Rohtak in the year 2012. It was further seen that no smart card based RC has been issued in favour of said firm and no receipt of deposit of fee and documents of file whatsoever has found available in office record. Hence, the said vehicle was also got inspected physically by the DTO, Rohtak. The report received from DTO, Rohtak mentioned that as per inspection of the vehicle under question carried out by Motor Vehicle Inspector of the said office, it has been revealed that the chassis No. of the vehicle is MBJ11JV6104001187-0212, but as per screen report of Parivahan portal chassis no. is MBJ1JV6104001187-0212. Hence, there is a difference in the chassis no. of the said vehicle.

In order to check the original documents of the vehicle, M/s Rama Land Finance, Rohtak was requested by the office time and again to appear in this office with the original documents of the vehicle, but all requests made by the office have failed to fetch the desired results and no one from the end of the Firm ever appeared in this office with the original documents of the vehicle.

After thorough examination of the case, it was decided to get a fact finding enquiry conducted in the matter and to cancel the registration No. HR480001 and to allot the same to the petitioner Sh. Ashwani Kumar Choudhary on payment of prescribed fee of Rs. 5.00 lac and to allot registration

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No.under the running series i.e. HR70 to M/s Rama Land Finance, Rohtak. The fact finding enquiry was carried out by JTC(RS) and in view of the conclusions made in the enquiry report, Superintendent of Police, Rohtak was requested to get an FIR lodged in the matter. A copy of the enquiry report was also furnished to S.P., Rohtak. An FIR bearing No.392 dated 04.11.2021 has been lodged in the matter.

In order to comply with the decisions earlier taken i.e. mentioned in the preceding paras i.e. cancellation of R.C. having registration No. HR480001 in favour of M/s Rama Land Finance, Rohtak and to re-nasign it to Sh. Ashwani Kumari Choudhary after payment of prescribed fee, the existing data of the said vehicle is required to be deleted, so that the backlog entry of the same by incorporating details of Sh. Ashwani Kumar Choudhary may be made on the software. The registration mark in running series shall also be granted to M/s Rama Land Finance in lieu of registration mark HR480001, the data of which is also required to be deleted from its name by making a backlog entry after taking the appropriate fee and following the proper procedure. The action regarding deletion of existing data of the registration mark HR48-0001 shall be taken by NIC, Haryana in a time bound manner under intimation to this office."

3 Learned State counsel contends that in the event of the petitioner satisfying the requirement as conveyed to him vide the above said order dated 15.12.2021, the respondent authorities shall have no objection to the transfer of the number in favour of the petitioner.

4 In view of the above stand, learned counsel for the petitioner does not press the instant petition at this stage.

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5 Disposed of as not pressed at this stage.

6 Needless to mention that in the event of the petitioner complying with the terms and conditions as conveyed to him vide the order dated 15.12.2021, the respondent authorities shall take appropriate action for transfer of the registration number in favour of the petitioner as communicated vide the order dated 15.12.2021 (supra).

May 20, 2024.	(VINOD S. BHARDWAJ)
raj arora	JUDGE
<i>Whether speaking/reasoned</i>	: Yes/No
<i>Whether reportable</i>	: Yes/No