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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-55188-2024
DECIDED ON: 06.11.2024

MC TRADING PUREWAL COMPANY THROUGH ITS PROPRIETOR
SURJIT KAUR PREWAL

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ORS

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Karan Bhardwaj, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court has been invoked under Section 528 of BNSS 2023 for issuance of direction to respondents No.1 to 3 for taking the necessary steps to the effect that there is no obstruction in plying of the vehicle of the petitioner .
2. Learned counsel for the petitioner has relied upon *Manager, ICICI Bank Ltd. vs. Prakash Kaur and Others, 2007(2) R.C.R., (Criminal) 76 and ICICI Bank vs. Shanti Devi Sharma and Others, 2008(3) R.C.R., (Criminal) 463*, so as to contend that recovery of loan or seizure of vehicle could be done only through legal means.
3. Notice of motion.
4. On the asking of Court, Mr. Jaspal Singh Guru, AAG Punjab, accepts notice on behalf of respondent-State.

5. Without commenting upon the merits of the case, the respondent No.2-Commissioner of Police, Jalandhar is directed to take necessary steps to the effect that there is no obstruction in plying of the vehicle of the petitioner on the part of respondents No.4 &5 in accordance with law.
6. However, petitioner is also directed to clear all the pending installments, if any at the earliest and thereafter he will continue to pay the remaining installments without any default.
7. The petition is disposed off, accordingly.

06.11.2024

Meenu

(SANDEEP MOUDGIL)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>