



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

114

CWP-20151-2025.

Date of Decision: 18.07.2025.

Cholamandalam Investment and Finance Company LimitedPetitioner.

VERSUS

State of Haryana and others

....Respondents.

**CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL
HON'BLE MR. JUSTICE DEEPAK MANCHANDA**

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

ANUPINDER SINGH GREWAL, J. (Oral)

Learned counsel for the petitioner submits that petitioner is the secured creditor and due to repeated default on the part of the borrowers, proceedings under the SARFAESI Act, were initiated. In pursuance to the order dated 18.03.2025 (Annexure P-1) passed by Chief Judicial Magistrate, Ambala, physical possession of the secured asset had been delivered to the petitioner. However, the borrowers have trespassed onto the property and forcibly regained possession. The petitioner had filed complaint in this regard and FIR No.170 dated 12.05.2025 (Annexure P-3) has been registered at Police Station Naraingarh, District Ambala. Respondents No.2 to 4 be directed to take appropriate action and restore possession of the property.

2. Issue notice to the respondents.

3. At the asking of the Court, Mr. Anant Kataria, Deputy Advocate General, Haryana, accepts notice on behalf of the respondents.

4. Heard.

5. In view of the limited prayer, this petition is disposed of with a direction to respondents No.2 to 4 to take steps, if necessary, in accordance with law within a period of two months from the date of receipt of certified copy of this order, including restoration of the possession of the property to the petitioner.

6. It is clarified that we are not expressing any opinion on the merits of the matter. This order shall have no bearing on adjudication by the competent Court/Tribunal.

(ANUPINDER SINGH GREWAL)
JUDGE

(DEEPAK MANCHANDA)
JUDGE

18.07.2025
jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No